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FILE NO. _____ ORDINANCE NO. 331-98

RO#98045

[Settlement of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF DONNA AND KENNETH BALLAN AGAINST THE CITY AND OCUNTY OF SAN FRANCISCO FOR $92,500.00

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Donna and Kenneth Ballan v. City and County of San Francisco," Superior Court No. 981-417, by the payment of $92,500.00.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352730 05311 $92,500.00

BOARD OF SUPERVISORS

10/8/98

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981825 **Date Passed:**

Ordinance authorizing settlement of litigation of Donna and Kenneth Ballan against the City and County of San Francisco by payment of $92,500.

November 16, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Newsom, Teng, Yaki, Yee
Absent: 1 - Kaufman

November 23, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981825

I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 23, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC - 4 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981826 ORDINANCE NO. 352-98

RO#98044

[Settlement of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF SIU SHEK AU YEUNG AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $120,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Siu Shek Au Yeung v. City and County of San Francisco," San Francisco Superior Court No. 989-501, by the payment of $120,000.00.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

Joanne Hoyer for

PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

5M-AAA-AAA 35-00-00
352730 05311 $120,000.00

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4512

File Number: 981826 **Date Passed:**

Ordinance authorizing settlement of litigation of Siu Shek Au Yeung against the City and County of San Francisco by payment of $120,000.

November 16, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Newsom, Teng, Yaki, Yee
Absent: 1 - Kaufman

November 23, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981826

I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 23, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC - 4 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981826 continued...

FILE NO. 981827 ORDINANCE NO. 353-98

RO#98043

[Settlement of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF LOIS FENSKE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $65,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Lois Fenske v. City and County of San Francisco" San Francisco Superior Court No. 987-514, by the payment of $65,000.00.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

SM-AAA-AAA 35-00-00
352730 05311 $65,000.00

BOARD OF SUPERVISORS

10/8/98

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4832

File Number: 981827 **Date Passed:**

Ordinance authorizing settlement of litigation of Lois Fenske against the City and County of San Francisco by payment of $65,000.

November 16, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Newsom, Teng, Yaki, Yee
Absent: 1 - Kaufman

November 23, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981827

I hereby certify that the foregoing Ordinance was FINALLY PASSED on November 23, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC - 4 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981827 continued...

FILE NO. 98-1599 ORDINANCE NO. 354-98

[Contract Amendment and Restatement]

APPROVING THE FIRST AMENDED AND RESTATED AUTOMATIC PUBLIC TOILET AND PUBLIC SERVICE KIOSK AGREEMENT BETWEEN THE CITY AND COUNTY OF SAN FRANCISCO AND JCDECAUX SAN FRANCISCO, INC. (FORMERLY JCDECAUX UNITED STREET FURNITURE, INC.) WHICH ALLOWS FOR THE EXPANSION OF THE AUTOMATIC PUBLIC TOILET PROGRAM BEYOND THE TRIAL PHASE AND AMENDS THE AGREEMENT IN SEVERAL OTHER RESPECTS.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby approves the First Amended and Restated Automatic Public Toilet and Public Service Kiosk Agreement Between the City and County of San Francisco and JCDeCaux San Francisco, Inc. (formerly JCDeCaux United Street Furniture, Inc.) which terminates the Trial Phase of the Agreement and allows for the placement of Automatic Public Toilets and Public Service Kiosks in excess of the number permitted in the Trial Phase but no more than the maximum number otherwise allowed under the Agreement and amends and restates the Agreement in several other respects, a copy of which First Amended and Restated Agreement is contained in Board of Supervisors file number 98-1599.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Angela Karikas
ANGELA KARIKAS
Deputy City Attorney

DEPARTMENT OF PUBLIC WORKS
BOARD OF SUPERVISORS

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981599 **Date Passed:**

Ordinance approving the First Amended and Restated Automatic Public Toilet and Public Service Kiosk Agreement between the City and County of San Francisco and JCDeCaux San Francisco (formerly JCDeCaux United Street Furniture, Inc.) which allows for the expansion of the Automatic Public Toilet Program beyond the trial phase and amends the agreement in several other respects

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors -- FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

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File No. 981599

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981599 continued...

FILE NO. 98-1653 ORDINANCE NO. 355-98

[Moscone Center Expansion Project]

AMENDING ARTICLE V, CHAPTER 23, PART I OF THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE) BY ADDING SECTION 23.26A TO AUTHORIZE THE DIRECTOR OF PROPERTY TO TERMINATE LEASES OR EXTEND LEASES FOR LESSEES IN BUILDINGS TO BE ACQUIRED BY THE CITY AND COUNTY OF SAN FRANCISCO BY EMINENT DOMAIN FOR THE MOSCONE CENTER EXPANSION PROJECT AS THE DIRECTOR DEEMS NECESSARY FOR THE PROJECT AND APPROPRIATE FOR THE LESSEES.

NOTE: The language of this ordinance is entirely new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. FINDINGS. The Board of Supervisors of the City and County of San Francisco hereby finds and declares as follows:

A. Under Section 2A.110 of the Administrative Code, the Director of Property is authorized to sell and lease real property and improvements thereon owned by the City, except as otherwise provided by the Charter.

B. Under Section 23.1 of the Administrative Code, the Director of Property is authorized to negotiate leases to all real property acquired by the City, including real property acquired by eminent domain.

C. Under Section 23.26 of the Administrative Code, where the City acquires real property for a public project which at the time of acquisition is leased to a lessee of the previous owner, the Director of Property may, subject to the approval by ordinance of the Board of Supervisors, upon expiration of such lease, negotiate a new lease for the property at

a fair market rental with the same lessee on a month-to-month or shorter basis, until such time as required for the purposes of the department in charge of the property.

D. On August 24, 1998, by Resolution Number 697-98, on file with the Clerk of the Board of Supervisors in File No. 98-1278, the Board of Supervisors authorized the acquisition of Lots 18, 35, 36, 37, 38, 68, 69, and 70 in Assessor's Block 3724 (the "properties") by eminent domain for the Moscone Center Expansion Project (the "Project").

E. On September 10, 1998, the City began eminent domain proceedings against the properties, which comprise: a 450-car surface parking lot with one lessee, located at Lots 18, 35, 36, 37, 38 and 69 and commonly known as 860 Howard Street; a two-story office building with three lessees, located at Lot 68 and commonly known as 1 Holland Court or 325 Minna Street; and a six-story office building of approximately 275,000 square feet of office and retail space with 25 lessees, located at Lot 70 and commonly known as 150 Fourth Street.

F. By Order of Immediate Possession of San Francisco Superior Court Judge Lucy K. McCabe filed September 17, 1998, the City will take the landlords' interests in the properties in January 1999. Under Sections 2A.110, 23.22 and 23.26 of the Administrative Code, the Director of Property will have authority over leasing and managing the properties at the time the City succeeds to the interests of the landlords. Judge McCabe's Order further entitles the City to take possession of the leaseholds in the properties on March 31, 1999.

G. To reduce disruption to the businesses of the lessees in the properties, and to minimize (1) the City's liability for damages to the lessees, and (2) the City's obligations to provide relocation assistance, the Director of Property must be authorized to terminate the leaseholds before March 31, 1999, or to extend the leaseholds for short terms beyond March 31, 1999. Because the Director of Property will be required to accommodate the diverse interest of as many as 29 lessees in the properties, the Director of Property must have the flexibility to enter into separate arrangements with each individual lessee without the

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necessity of securing the approval of the Board of Supervisors for each separate arrangement.

Section 2. Chapter 23, Article V of the San Francisco Administrative Code is hereby amended by adding Section 23.26A, to read as follows:

SEC. 23.26A. AUTHORITY OF THE DIRECTOR TO MANAGE REAL PROPERTY ACQUIRED BY EMINENT DOMAIN FOR THE MOSCONE CENTER EXPANSION PROJECT. Notwithstanding Section 23.26, for all leaseholds in the properties to be acquired by the City by eminent domain for the Moscone Center Expansion Project, known as Assessor's Block 3724, Lots 18, 35, 36, 37, 38, 68, 69, and 70, after the City acquires the landlords' interests in the properties, and where the lessee delivers possession of the leased premises to the City prior to March 31, 1998, the Director of Property is authorized to terminate any lease and waive that lessee's obligations under the leasehold without approval by ordinance of the Board of Supervisors. Notwithstanding Section 23.26, the Director of Property is further authorized to act in his or her discretion, and without approval by ordinance of the Board of Supervisors, to extend lease terms and obligations of all leaseholds in the properties after March 31, 1998, provided that such extension shall not interfere with the scheduled demolition of the improvements on the properties.

Section 3. If any part or provision of this Ordinance, or the application thereof to any person or circumstance, is held invalid, the remainder of this Ordinance, including the application of such part or provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable.

Section 4. SUNSET CLAUSE. The provisions of this ordinance shall expire on December 31, 1999.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By _____
Andrew W. Schwartz
Deputy City Attorney

RECOMMENDED:

By _____
Anthony J. DeLucchi
Director of Property

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981653 **Date Passed:**

Ordinance amending Article V, Chapter 23, Part I of the San Francisco Municipal Code (Administrative Code) by adding Section 23.26A to authorize the Director of Property to terminate leases or extend leases for lessees in buildings to be acquired by the City and County of San Francisco by eminent domain for the Moscone Center Expansion Project as the director deems necessary for the project and appropriate for the lessees.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981653

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981653 continued...

FILE NO. 98-1659 ORDINANCE NO. 356-98

[City Memberships]

AMENDING PART I, CHAPTER 16, ARTICLE I, OF THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE) BY AMENDING SECTION 16.6, RELATING TO MEMBERSHIP BY CITY DEPARTMENTS IN PROFESSIONAL, TRADE AND OTHER ORGANIZATIONS; REPEALING SECTIONS 16.6-1, 16.6-2, 16.6-2.1, 16.6-3, 16.6-4, 16.6-5, 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11, 16.6-12, 16.6-13, 16.6-14, 16.6-15, 16.6-16, 16.6-17, 16.6-17.1, 16.6-17.2, 16.6-17.3, 16.6-17.4, 16.6-19, 16.6-20, 16.6-21, 16.6-22, 16.6-23, 16.6-24, 16.6-25, 16.6-26, 16.6-27, 16.6-28, 16.6-29, 16.6-30, 16.6-31, 16.6-32, 16.6-33, 16.6-34, 16.6-35, 16.6-35.1, 16.6-36, 16.6-37, 16.6-38, 16.6-39, 16.6-40, 16.6-41, 16.6-42, 16.6-43, 16.6-44, 16.6-45, 16.6-46, 16.6-47, 16.6-47.1, 16.6-59, 16.6-60, 16.6-61 AND 16.6-62, AUTHORIZING MEMBERSHIP IN VARIOUS ORGANIZATIONS; RE-NUMBERING SECTIONS 16.6-48, 16.6-49, 16.6-49.1, 16.6-49.2, 16.6-49.3, 16.6-51, 16.6-53, 16.6-54, 16.6-55, 16.6-56, 16.6-57, AND 16.6-58 AS NEW SECTIONS 16.6-1, 16.6-2, 16.6-3, 16.6-4, 16.6-5, 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11, AND 16.6-12, RESPECTIVELY; AND PROVIDING FOR CONTINUATION OF CURRENT AND EXISTING MEMBERSHIPS.

Note: Additions or substitutions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 16, Article I, of the San Francisco Administrative Code is hereby amended by amending Section 16.6, to read as follows:

SEC. 16.6. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MEMBERSHIPS IN ORGANIZATIONS AUTHORIZED — ANNUAL REPORT OF MEMBERSHIPS TO THE MAYOR, CONTROLLER AND BOARD OF SUPERVISORS.

City departments and their duly authorized officers and employees may acquire and maintain membership in professional, trade and other organizations, where such membership is in the interest and for the benefit of the City and County, as follows:

((In the interest and for the benefit of the City and County, the following departments and their duly authorized officers and employees are hereby authorized to acquire and maintain membership in organizations as hereinafter designated, and to represent the City and County in such organizations.))

By May 1st of each year, each board, commission and department head of the City and County shall submit to the Mayor, the Controller, and the Board of Supervisors ((:

1. A listing of each and every organization of which the board, commission or department is a member, the cost, if any, for the City to belong to each of the listed organizations, and a statement as to whether the cost for each membership is included in their current fiscal year budget as approved by the Board of Supervisors.

2. A listing for the fiscal year in which the report is being prepared of each and every organization in which the board, commission or department's membership has been approved by the Board of Supervisors.

3. A)) a listing for the next fiscal year of each and every organization in which the board, commission or department wishes to be a member, including a listing of the membership cost for each organization in which membership will be sought. The listing shall also specify which organizations have been added to or deleted from the previous year's list. The proposed memberships shall be deemed approved unless specifically disapproved by resolution of the Board of Supervisors introduced within 60 days of submission of the department's list.

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((4. Any legislation necessary to amend the City's Administrative Code so that it will be consistent with the decisions of the Board.))

Section 2. Chapter 16, Article I, of the San Francisco Administrative Code is hereby amended by repealing Sections 16.6-1, 16.6-2, 16.6-2.1, 16.6-3, 16.6-4, 16.6-5 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11, 16.6-12, 16.6-13, 16.6-14, 16.6-15, 16.6-16, 16.6-17, 16.6-17.1, 16.6-17.2, 16.6-17.3, 16.6-17.4, 16.6-19, 16.6-20, 16.6-21, 16.6-22, 16.6-23, 16.6-24, 16.6-25, 16.6-26, 16.6-27, 16.6-28, 16.6-29, 16.6-30, 16.6-31, 16.6-32, 16.6-33, 16.6-34, 16.6-35, 16.6-35.1, 16.6-36, 16.6-37, 16.6-38, 16.6-39, 16.6-40, 16.6-41, 16.6-42, 16.6-43, 16.6-44, 16.6-45, 16.6-46, 16.6-47, 16.6-47.1, 16.6-59, 16.6-60, 16.6-61, and 16.6-62.

((**SEC. 16.6-1. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — BOARD OF SUPERVISORS.**

Bay Area Coalition for Transportation.

Black American Political Association of California.

California Clerks of the Board of Supervisors Association.

California Elected Women's Association for Education and Research.

California State Association of Counties.

International City Management Association.

International Institute of Municipal Clerks.

International Society of Wang Users.

Local Government Commission.

Municipal Finance Officers Association.

National Association of Counties.

National Association of Telecommunication Officers and Advisors.

National Federation of Local Cable Programmers.

National League of Cities.

National Organization of Black County Officials.

North Coastal Counties Supervisors Association.

Urban Counties Caucus))

((**SEC. 16.6-2. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MAYOR.**

United States Conference of Mayors.

Municipal Finance Officers Association.

League of California Cities.

American Municipal Association.))

((**SEC. 16.6-2.1. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MAYOR, COMMISSION ON THE STATUS OF WOMEN.**

National Association of Commissions on the Status of Women.))

((**SEC. 16.6-3. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ASSESSOR.**

National Association of Assessing Officers.

American Institute of Real Estate Appraisers.

American Institute of Real Estate Appraisers, Northern California Chapter.))

((**SEC. 16.6-4. MEMBERSHIP IN CERTAIN ORGANIZATIONS — CITY ATTORNEY'S OFFICE.**

American Association of Law Libraries.

County Counsels Association of California.

International Society of Wang Users.

League of California Cities.

National Institute of Municipal Law Officers.

Northern California Association of Law Libraries.

State Bar of California.))

((**SEC. 16.6-5. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — HETCH HETCHY WATER SUPPLY AND POWER.**

American Conference of Government Industrial Hygienists (ACGIH).

American Industrial Hygiene Association (AIHA).

American Public Power Association.

American Society of Civil Engineers (ASCE).

American Society of Mechanical Engineers (ASME).

American Society of Safety Engineers (ASSE).

American Water Works Association.

Associated Records Management Association (ARMA).

Association of California Water Agencies.

California Municipal Utilities Association.

California Rural Water Association.

California Urban Water Agencies.

California Water Resources Association.

Electric Power Research Institute.

Institute of Electrical and Electronics Engineers (IEEE).

Mountain Counties Water Resources Association.

National Safety Council.

Northern California Joint Pole Association.

San Francisco Committee on Corrosion.

Society of California Archivists (SCA).

Utilities Communication Council.

Western Regional Transmission Association (WRTA).

Western Snow Conference.

Western Systems Coordinating Council.

Western Systems Power Pool.

Western Urban Water Coalition.))

((**SEC. 16.6-6. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — FIRE DEPARTMENT.**

California Arson Investigators Association.

California Association of Affirmative Action Officers.

California Fire Chiefs' Association.

California Fire Chiefs' Mechanics Association.

International Association of Arson Investigators.

International Association of Fire Chiefs.

International Association of Fire Service Instructors.

International Conference of Building Officials.

National Association of Fire Investigators.

National Association of Public Sector Equal Employment Officers.

National Fire Protection Association.

Northern Area Fire Equipment Research (NAFER).

Northern California Employment Roundtable.

Northern California Fire Prevention Officers Association.

Peninsula Fire Chiefs' Association.

San Mateo Arson Task Force.))

((**SEC. 16.6-7. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — JUVENILE COURT.**

California Association for Health and Welfare.

California Probation, Parole and Correctional Association.

Chief Probation Officers of California.

National Conference on Social Welfare.

National Council on Crime and Delinquency.

Western Probation, Parole and Correctional Association.))

((**SEC. 16.6-8. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — REAL ESTATE DEPARTMENT.**

American Institute of Real Estate Appraisers of the National Association of Real Estate Boards.

American Right of Way Association.

International Association of Auditorium Managers.

Northern California Chapter No. 11, American Institute of Real Estate Appraisers.

San Francisco Real Estate Board.

Society of Residential Appraisers.))

((**SEC. 16.6-9. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DEPARTMENT OF PUBLIC WORKS.**

Air and Waste Management Association.

Air-Conditioning Engineers, Incorporated.

Air Pollution Control Association.

American Association of Environmental Engineers.

American Board of Industrial Hygiene.

American Concrete Institute.

American Conference of Governmental Industrial Hygienist.

American Congress of Surveying and Mapping.

American Forestry Association.

American Industrial Hygiene Association.

American Institute of Architects.

American Institute of Steel Construction.

American Iron and Steel Institute.

American Management Association.

American Public Health Association.

American Public Works Association.

American Society for Public Administration.

American Society for Testing and Materials.

American Society for Training and Development.

American Society of Civil Engineers.

American Society of Heating, Refrigeration and Air Conditioning Engineers.

American Society of Landscape Architects.

American Society of Mechanical Engineers.
American Society of Quality Control.
American Society of Safety Engineers.
American Water Works Association.
Association for Preservation Technology.
Association for Psychological Type.
Association for Systems Management.
Association of Small Systems Users.
Automated Mapping/Facilities Management International.
Bay Area Automated Mapping Association.
Board of Safety Professionals.
California Association of Code Enforcement Officers.
California Council of Code Enforcement Officers.
California Counties Architects and Engineers Association (CCAE).
California Counties Facilities Services Association.
California Emergency Services Association (CESA).
California Geographic Information Association.
California Land Surveyors Association.
California Public Employees Labor Relations Association.
California Urban Forestry Council.
California Water Environment Association.
Construction standards Institute (CSI).
County Engineers Association of California.
County Safety Officers Association of California.
Data Processing Management Association.

Earthquake Engineering Research Institute (EERI).
Government Refuse Collection and Disposal Association.
IBM AS/400 Tech User Group.
Illuminating Engineering Society.
Institute of Electrical and Electronic Engineers.
Institute of Transportation Engineers.
International Association for Water Quality.
International Association of Electrical Inspectors.
International Association of Plumbing and Mechanical Officials.
International Association of Water Pollution Research and Control.
International Conference of Building Code Officials.
International Facilities Management Association (IFMA).
International Personnel Management Association.
International Shade Tree Conference.
International Society of Arboriculture.
Maintenance Superintendents Association of California.
National Association for Corrosion Engineers.
National Association for Information and Image Management.
National Association of County Surveyors.
National Fire Protection Association.
National Institute of Building Sciences.
National Safety Council.
National Safety Management Society.
National Society of Black Engineers.
National Well Water Association.

North America Society for Trenchless Technology.

Pre-Stress Concrete Institute.

San Francisco Committee on Corrosion.

Seismological Society of America.

Sheet Metal and Air Conditioning Contractors National Association.

Society for Fire Protection Engineers.

Society of Women Engineers.

Structural Engineers Association of Northern California.

Systems Dynamics Review Society.

Urban and Regional Information System Association.

US Metric Association.

Vibration Institute.

Water Environment Federation.

Water Pollution Control Federation.))

((**SEC. 16.6-10. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DEPARTMENT OF PUBLIC HEALTH.**

AIDS Action Council.

American Association in the Advancement of Science.

American Association of Homes for the Aging.

American Association of Nursing Executives.

American Board of Industrial Hygiene.

American College of Health Executives.

American College of Mental Health Administration.

American College of Physicians.

American Conference of Governmental Industrial Hygienists (ACGIH).

American Dietetic Association.

merican Health Lawyers Association.

American Hospital Association (AHA).

American Industrial Hygiene Association, Northern California Section (AIHA).

American Industrial Hygiene Association (AIHA).

American Public Health Association (APHA).

American Public Health Association, Northern California Section (APHA).

American Society of Epidemiology.

American Society on Aging.

American Systems Management Association.

Association of American Medical Colleges (AAMC).

Association of Bay Area Health Officials.

Association of Professionals in Infection Control and Epidemiology.

Association of Reproductive Health.

Breast Cancer Action.

Breast Cancer Fund.

California Association for Adult Day Services (CAADS).

California Association for Health Services at Home (CAHSAH).

California Association of Homes and Services for the Aging (CAHSA).

California Association of Medical Staff Services (CAMSS).

California Association of Public Hospitals and Health Systems.

California Breast Cancer Coalition

California Coalition of Rape Crisis Centers.

California Conference of Environmental Health Directors.

California Conference of Local AIDS Directors.

California Conference of Local Directors of Maternal, Child, and Adolescent Health.

California Conference of Local Health Officers.

California Conference of Local Mental Health Directors (CCLMHD).

California Dietetic Association.

California Healthcare Association.

California Medical Association.

California Mental Health Directors.

California Public Administrator, Public Guardian, and Public Conservator Association.

California Reproductive Health Association.

California WIC Association.

Cities Advocating Emergency AIDS Relief.

Coalition of Agencies Serving the Elderly.

Council of Teaching Hospitals.

County Alcohol and Drug Program Administrators Association of California.

County Health Executives Association of California.

County Tobacco Control Coordinators.

Emergency Assistance Program Professional Association.

Emergency Medical Directors Association of California.

Emergency Medical Services Agency Administrators of California.

Gerontology Society of America.

Health Care Financial Management Association.

Health Officers Association of California.

Hospital Council of Northern and Central California.

Industrial Claims Association (ICA).

Insyst Users Group.

International Software/Hardware Standards Organization.

LIFE AIDS Institute.

National Association of County and City Health Officials.

National Association for Home Care (NAHC).

National Association of County Behavioral Health Directors.

National Assocation of Emergency Medical Services Physicians (NAEMSP).

National Association of Health Services Executives.

National Association of Medical Staff Services (NAMSS).

National Association of People with AIDS.

National Association of Physician Hospital Organizations.

National Association of Public Hospitals and Health Systems.

National Breast Cancer Coalition.

National Coalition of Hispanic Health and Human Services Organizations.

National Coalition of STD Directors (NCSD)

National Computer Security Association (NCSA).

National Family Planning and Reproductive Health Association.

National Fire Protection Association.

National Health Care for the Homeless Council.

National Hospice Foundation.

National Minority Aids Council.

National Safety Council.

Northern California Oracle Users Group.

Oracle Developer Programme.

Planned Parenthood Affiliates.

Ryan White CARE Act Coalition.

SafetyBeltSafe U.S.A.

San Francisco Community Clinic Consortium.

San Francisco County Medical Society.

Society for Epidemiologic Research (SER).

Society of General Internal Medicine (SGIM).

Society of Public Health Educators.

UCSF Library.

University HealthSystem Consortium (UHC).

University HealthSystem Consortium Services Corporation (UHCSC).

West Bay Hospital Conference.))

((**SEC. 16.6-11. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — HUMAN SERVICES.**

American Public Welfare Association.

Child Welfare League of America.

County Welfare Directors Association of California.

San Francisco Chamber of Commerce.))

((**SEC. 16.6-12. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — CONTROLLER.**

American Payroll Association.

California Society of Certified Public Accountants.

California Society of Municipal Finance Officers.

EDP (Electronic Data Processing) Auditors Association.

Government Finance Officers Association of the United States and Canada.

Institute of Internal Auditors.

The Association of Health Care Internal Auditors, Inc.

County Auditors Association of California))

((**SEC. 16.6-13. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — CITY PLANNING COMMISSION; DEPARTMENT OF CITY PLANNING.**

Association for Commuter Transportation.

Association of Environmental Professionals.

American Planning Association.

American Institute of Certified Planners.

California County Planning Commissioners' Association.

League of California Cities.

National Association of County Planners.

National Association of Housing and Redevelopment Officials.

Northern Section, California Chapter, American Planning Association.

Urban Land Institute.))

((**SEC. 16.6-14. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — CIVIC SERVICE.**

American Management Society.

American Society for Training and Development.

Asian Pacific Personnel Association.

California Association of Affirmative Action Officers.

California Personnel Administrators Association.

County Personnel Administrators Association of California.

International Personnel Management Association.

Mechanics Institute Library.

National Association of Public Sector Equal Employment Opportunity Officers.

Northern California Human Resources Council.

Personnel Management Association of Aztlan))

((SEC. 16.6-15. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PARKING AUTHORITY.

The International Parking Institute.))

((SEC. 16.6-16. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — RECREATION AND PARK DEPARTMENT.

American Association of Health and Physical Education.

American Association of Zoological Parks and Aquariums.

American Recreation Society.

American Association of Botanical Gardeners and Arboretum.

American Association of Museums.

American Bamboo Society.

American Camellia Society.

American Camping Association.

American Dahlia Society.

American Forestry Association.

American Fuchsia Society.

American Horticultural Society.

American Institute of Park Executives.

American Rhododendron Society.

American Rose Society.

Bedding Plants, Inc.

California Association for Health and Welfare.

California Association of Harbormasters and Port Captains.

California Forest Soils Association.

California Horticultural Society.

California Marine Parks and Harbors Association, Inc.

California Park and Recreation Society, Inc.

California Travel Industry Association.

California Urban Forestry.

Captive Breeding Specialist Group of the International Union for Conservation of Nature (IUCN).

Chamber of Commerce.

Convention Visitors Bureau.

Forum, Strybing Arboretum Society.

Golden Gate Industrial Recreation Council (IRC).

Golf Course Superintendents Association of America.

Golf Course Superintendents Association of Northern California.

Hotel Management Sales Association.

International Erosion Control Association.

International Geranium Society.

International Society of Arboriculture.

International Species Inventory System.

International Society of Special Events.

Madagascar Fauna Captive Propagation Group.

Meeting Planners International.

National Arborists Association.

National Audubon Society.

National Parks and Grounds Management Association.

National Recreation and Park Association.

National Story Tellers League.

National Tour Association.

Northern California Concierges Association.

Northern California Passenger Transportation Association.

North California Tour Travel Network Oakland IRC.

Northern California Youth Association.

Pacific Camping Federation.

Pacific Horticulture Foundation.

Perennial Plant Association.

Professional Grounds Management Society.

S.F. Bay Area Society of Association Executives.

Shoreline Planning Association of California, Inc.

Society of American Foresters.

Society of Municipal Arborists, Inc.

Soil Conservation Society of America.

Sports Turf Management Association.

The American Palm Society.

The California Native Plant Society.

The Golden Gate Audubon.

The International Erosion Control Association.

Toastmasters.

Travel Industry of America Association.

(Tri-County) Industry Recreation Council IRC.

Western Forestry and Conservation.))

((**SEC. 16.6-17. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC LIBRARY.**

American Association of Museums.

American Association for State and Local History.

American Library Association Library Dues.

American Library Association Trustees Dues.

American Management Association.))

((**SEC. 16.6-17.1. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC LIBRARY (CONTINUED).**

Bay Area Library and Information System.

California Alliance of Information and Referral Services.

California Association of Library Trustees and Commissioners.

Urban Libraries.

California Library Association-Library.

California Library Association-Trustees.

Conference of California Historical Societies.

Co-operative Library Agency for Systems and Services.

International Association of Metropolitan City Libraries.

International Association of Music Libraries.

International Federation of Library Associations.))

((**SEC. 16.6-17.2. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC LIBRARY (CONTINUED).**

Bay Area Library and Information Network ("BayNet").))

((**SEC. 16.6-17.3. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC LIBRARY (CONTINUED).**

Public Library Executives of Central California.

San Francisco Museum of Art.

Society of Architectural Historians.

Special Libraries Association-Institutional.

Urban Library Trustees Council.

Western Association of Map Libraries.

Western Governmental Research Association.))

((**SEC. 16.6-17.4. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC LIBRARY (CONTINUED).**

National Urban Coalition.

Sacramento Book Collector Club.))

((**SEC. 16.6-19. REPRESENTATION OF CITY AND COUNTY IN CERTAIN**

ORGANIZATIONS — THE FINE ARTS MUSEUMS OF SAN FRANCISCO.

American Federation of Arts.

American Association of Museums.

College Art Association.

California Historical Society.

International Council of Museums.

Western Association of Art Museums.

International Institute for Conservation of Historic and Artistic Works.

National Trust for Historic Preservation.))

((**SEC. 16.6-20. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MUNICIPAL RAILWAY.**

American Transit Association.

National Safety Council.

Northern California Joint Pole Association.))

((**SEC. 16.6-21. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — WATER DEPARTMENT.**

American Water Works Association.

Seismological Society of the University of California.

Stockmen's Protective Association, Livermore.

The National Association of Corrosion Engineers.

Safety Council of San Francisco and San Mateo Counties.

San Francisco Committee on Corrosion.

California Farm Bureau Federation, Berkeley, California.

Bay Counties Water Problems Committee.

San Francisco Bay Area Water Users Association.

Association of Metropolitan Water Agencies.))

((**SEC. 16.6-22. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — TREASURER/TAX COLLECTOR.**

California Association of County Treasurers and Tax Collectors.

California County Association of Revenue and Reimbursement Officers.

California Municipal Business Tax Association.

California Municipal Treasurers' Association.

Government Finance Officers' Association, Associate Member.

International Organization of Wang Users.))

((**SEC. 16.6-23. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MAYOR.**

Association of Bay Area Governments.

County Administrative Officers Association of California.

International City Management Association.

League of California Cities.

National League of Cities.))

((**SEC. 16.6-24. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — BUREAU OF LIGHT, HEAT AND POWER.**

S.F. Committee on Corrosion.

Illuminating Engineering Society.))

((**SEC. 16.6-25. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DISTRICT ATTORNEY.**

District Attorneys Assn.

State Peace Officers Assn.

Natl. Assn. of County & Prosecuting Attorneys.))

((**SEC. 16.6-26. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC UTILITIES COMMISSION.**

National Association of Minority Contractors.

Bay Area Contract Compliance Officers Association.

California Municipal Utilities Association.

California Personnel Management Association.

The National Association of Affirmative Action Officers.

The California Association of Affirmative Action Officers.

Bay Area Personnel Association.

American Society for Training and Development.

International Personnel Management Association.

American Society for Industrial Security.

Professional Photographers of America.

Professional Photographers of Greater Bay Area.

Society of Industrial Photographers.

American Management Association.

American Concrete Institute.

American Society of Civil Engineers.

Institute of Electrical and Electronic Engineers.

Project Management Institute.

National Society of Professional Engineers.))

((**SEC. 16.6-27. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — AIRPORT.**

Airport Operators Council (National).

American Association of Airport Executives (National).

California Association of Airport Executives.

National Fire Protection Association.))

((**SEC. 16.6-28. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DEPARTMENT OF TELECOMMUNICATIONS AND INFORMATION SERVICES.**

Association of Public Safety Communication Officials (APCO).

California Association of County Data Processors.

Institute of Electrical and Electronics Engineering, Inc. (IEEE).

International Communications Association (ICA).

International Definity Users Group, Inc.

International Mun. Signal Association.

Motorola Truck Users Group.

National Centrex Users Group (NCUG).

National Emergency Numbers Association (NENA).

Public Technology, Inc. (PTI) and Urban Consortium (UC).

Tele-Communications Association (TCA).

Users of Siemens ROLM Communications Systems (NRUG).))

((**SEC. 16.6-29. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — EMPLOYEES' RETIREMENT SYSTEM.**

American Academy of Actuaries.

Association of Investment Management & Research (Institute of Charter Financial Analysts-Security Analysts of San Francisco)

California Association of Public Retirement Systems.

Conference of Actuaries in Public Practice.

Council of Institutional Investors.

Employee Benefit Research Institute.

Government Finance Officers' Association.

International Foundation of Employee Benefit Plans, Inc.

Investment Management Consultant Association.

National Association of Government Deferred Compensation Administration.

National Public Pension Attorneys.

National Conference on Public Employee Retirement Systems.

Pensions West.

Society of Actuaries.

Society of Plan Sponsors.

Western Pension Conference.))

((**SEC. 16.6-30. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MUNICIPAL COURT.**

American Judges Association.

Annual California Safety Conference.

Annual Convention of California Jury Commissioners (Govt. Code 29610).

The Association of Municipal Court Clerks of California, Inc.

California Trial Judges College.

Conference of California Judges.

Institute of Municipal Court Judges (Govt. Code 68551).

National Safety Congress & Exposition.

Western Traffic Conference.

Workshop Program, Conference of California Judges.))

((**SEC. 16.6-31. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — SHERIFF.**

California State Peace Officers' Association.

California State Sheriffs' Association.

National Jail Association.

National Sheriffs' Association.))

((**SEC. 16.6-32. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ACHENBACH FOUNDATION FOR GRAPHIC ARTS (CALIFORNIA PALACE OF THE LEGION OF HONOR).**

International Graphic Arts Society, Inc.

National Serigraph Society.

Print Club of Cleveland.

Print Council of America.

Print and Drawing Circle of the Art Institute of Chicago.

Print Makers Society of California.

Society of American Graphic Artists.))

((**SEC. 16.6-33. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — FINANCE AND RECORDS.**

American Records Management Association.

County Clerks' Association.

Public Administrators' Association of California.

Recorders' Association.

Society of American Archivists.))

((**SEC. 16.6-34. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — MEDICAL EXAMINER-CORONER.**

American Academy of Forensic Science (AAFS).

California State Coroners Association.

National Association of Medical Examiners (NAME).))

((**SEC. 16.6-35. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DISASTER COUNCIL AND CORPS.**

California Civil Defense and Disaster Association.

Northern California Civil Defense and Disaster Association.

Radiological Defense Officers of Northern California.

Seismological Society of America.))

((**SEC. 16.6-35.1. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DISASTER COUNCIL AND CORPS (CONTINUED).**

U.S. Civil Defense Council.))

((**SEC. 16.6-36. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PUBLIC DEFENDER.**

Public Defender & Legal Aid Assn.

Natl. Legal Aid Assn.))

((**SEC. 16.6-37. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — SUPERIOR COURT.**

Conference of California Judges.

National Council of Juvenile Court Judges.

Metropolitan Courts Conference.

National Association of Trial Court Administrators.

Conference of Conciliation Courts.

American Judges Association.

Institute of Court Management.

National College of State Judiciary.

California Trial Judges College.

Jury Commissioners Association.

Institute of Superior Court Judges.))

((**SEC. 16.6-38. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — PURCHASER OF SUPPLIES.**

American Material Handling Society, Inc.

California State, County and Municipal Purchasing Agents' Association.

National Institute of Governmental Purchasing.

Public Fleet Supervisors Association.

Purchasing Agents' Association of Northern California.

Society of Automotive Engineers, Inc.))

((**SEC. 16.6-39. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ROAD COMMISSIONER.**

American Public Works Assn.))

((**SEC. 16.6-40. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — AGRICULTURAL COMMISSIONER/SEALER.**

California Agricultural Commissioners and Sealers Association.

Coast Counties Agricultural Commissioners Association.))

((**SEC. 16.6-41. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — SEALER OF WEIGHTS AND MEASURES.**

National Conference on Weights and Measures.))

((**SEC. 16.6-42. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — HUMAN RIGHTS COMMISSION.**

International Association of Official Human Rights Agencies.

The Northern California Association of Human Relations Directors, Inc.))

((**SEC. 16.6-43. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — SAN FRANCISCO PORT COMMISSION.**

American Association of Port Authorities.

American Express (corp. card necessary for travel).

American Institute of Architects.

American Institute of Steel Construction.

American Planning Association.

American Shippers Association.

American Short Line Railroad Association.

American Society for Testing and Materials.

American Society of Civil Engineers.

American Society of Safety Engineers.

American Society of Water Transportation Accountants.

Associations or Bureaus Authorized by or filed for approval with the Federal Maritime Commission.

Australian Chamber of Commerce.

Bay Area Ship Repair Association.

Bay Area Whaleboat Rowing Association.

Bay Planning Coalition.

Building Owners and Managers Association.

California Association of Affirmative Action Officers.

California Association of Harbor Masters.

California Association of Port Authorities.

California Chamber of Commerce.

California Council for International Trade.

California Marine Affairs and Navigation Conference.

California Trucking Association.

Central Valley Transportation Club.

China Trade Council.

City Club.

Commonwealth Club.

Fisherman's Wharf Merchants Association.

Foreign American Chambers of Commerce.

Foreign Chambers of Commerce (for various countries as needed).

Foreign Commerce Club of New York.

Fresno Cotton Exchange.

Fresno Transportation Club.

Golden Gate Ports Association.

Illuminating Engineering Society of North America.

Imported Hardwood Products Association, Inc.

Institute of Real Estate Managers.

International Advertising Association.

International Association of Ports and Harbours.

International Conference of Building Officials.

International Council of Shopping Centers.

International Managers Association of San Francisco.

International Personnel Management Associations (IPMA) (national and local chapters).

International Trade Council.

Japanese Chamber of Commerce of North America.

Korean American Chamber of Commerce.
Marine Exchange of San Francisco Bay Region.
Meat Importers Council of America.
Merchants Exchange Club.
Midwest Foreign Commerce Club.
National Association of Foreign Trade Zones.
National Association of Passenger Vessel Owners.
National Council U.S. - China.
National Defense Transportation Association.
National Fire Protection Association.
National Fisheries Institute.
National Industrial Traffic League.
National Maritime Council.
New Zealand Chamber of Commerce.
No. California Human Resources Council.
No. California Pick Users Group.
Norwegian American Chamber of Commerce.
Oakland Traffic Club.
Oakland World Trade Association.
Oakland World Trade Club of the Oakland Chamber of Commerce.
Ocean Freight Agents of Chicago.
Pacific Coast Advisory Board.
Pacific Coast Association of Port Authorities.
Pacific Coast Coffee Association.
Pacific Transportation Association.

Permanent International Association of Navigation Congresses (PIANC).
Press Club of San Francisco.
Propeller Club of the USA.
Public Relations Round Table of San Francisco.
San Francisco Area World Trade Association of
the San Francisco Chamber of Commerce.
San Francisco Bay Area Council.
San Francisco Bay Area Publicity Club.
San Francisco Bay Carloading Conference.
San Francisco Chamber of Commerce.
San Francisco Commercial Club.
San Francisco Freight Forwarders & Customs House Brokers Association.
San Francisco Hispanic Chamber of Commerce.
San Francisco Junior Chamber of Commerce.
San Francisco Planning and Urban Research (SPUR).
San Francisco Propeller Club.
San Francisco Traffic Club.
Special Libraries Association.
Swedish American Chamber of Commerce.
The Waterfront Center.
Trade and Traffic Clubs (for various locals as needed).
Transportation Club of San Francisco.
Transportation Research Forum.
United States-Japan Trade Council.
United States Rowing Association.

Urban Land Institute.

Western Cotton Shippers Association.

Western States Coalition for Effective U.S. Customs.

Women in Real Estate.

Women in Transportation.

Women's Transportation Seminar.

World Trade Centers Association.

World Trade Club.))

((**SEC. 16.6-44. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — HEALTH SERVICE SYSTEM.**

California Council for Health Plan Alternatives.

Municipal Finance Officers Association.

National Foundation of Health, Welfare, and Pension Plans.))

((**SEC. 16.6-45. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ART COMMISSION.**

Alliance of California Arts Councils.

American Federation for the Arts.

Apprentice Alliance.

Associated Councils of the Arts.

California Association of Local Arts Agencies.

International Sculpture Center.

National Assembly of State Arts Agencies.

National Association of Artists Organizations.

National Association of Local Arts Agencies.

Non-Profit Gallery Association.

Western Alliance of Arts Administrators.))

((**SEC. 16.6-46. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — WAR MEMORIAL.**

International Association of Auditorium Managers.

Association of Performing Arts Centers.))

((**SEC. 16.6-47. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ADULT PROBATION DEPARTMENT.**

American Probation and Parole Association.

Association of Criminal Justice.

Bay Area Adult Correctional Administrators.

California Correctional Executives Association.

California League of Alternative Sentencing Programs.

California Probation, Parole and Correctional Association.

Chief Probation Officers of California.

National Association of Probation Executives.

Probation Business Managers' Association.))

((**SEC. 16.6-47.1. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — POLICE DEPARTMENT.**

American Academy of Forensic Science.

American Association of Police Polygraphists

American Board of Criminalistics.

American Board of Forensic Document Examiners.

American Polygraph Association.

American Society of Forensic Odontology.

American Society of Questioned Document Examiners.

American Society for Testing and Materials.

Association of Crime Laboratory Directors.

Association of Firearms and Toolmark Examiners.

California Academy & Directors Association.

California Association of Law Enforcement Background Investigators.

California Association of Polygraph Examiners.

California Association for Property and Evidence.

California Association of Crime Laboratory Directors.

California Association of Criminologists.

California Check Investigators Association.

California Homicide Investigators Association.

California Narcotics Officers' Association.

California Peace Officers Association.

California Police Chiefs Association.

California Robbery Investigators Association.

California Sexual Assault Investigators Association.

California State Horseman's Association.

Computerized CLETS Users Group.

High Technology Criminal Investigators Association.

Hispanic Command Officers Association.

International Association of Asian Crime Investigators.

International Association of Blood Stain Pattern Analysts.

International Association of Bomb Technicians and Investigators.

International Association of Chiefs of Police.

International Association of Computer Investigative Specialists.

International Association of Credit Card Investigators.

International Association of Identification, California State Division.

Law Enforcement Intelligence Unit.

National Association of Bunco Investigators

National Association of Fleet Administrators.

North American Transportation Regulators.

Northern California Hate Crimes Investigators Association.

Northern California Juvenile Officers Association.

Police Executive Research Forum.

Public Agency Risk Managers Association.

Southwestern Association of Forensic Document Examiners.

Western Intelligence Network.))

((SEC. 16.6-59. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — COMMISSION ON AGING.

American Dietetic Association.

American Institute of Certified Public Accountants.

American Society on Aging.

Bay Area Dietetic Association.

California Alliance of Information and Referral Services (CAIRS).

California Association of Area Agencies on Aging (C4A).

Coalition of Agencies Serving the Elderly (CASE).

National Association of Area Agencies on Aging (N4A).

National Association of Nutrition and Aging Services Programs (NANASP).

National Council on Aging.))

((**SEC. 16.6-60. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — DEPARTMENT OF ANIMAL CARE AND CONTROL.**

The American Association of Zoological Parks and Aquariums.

The American Humane Association.

The American Veterinary Medical Association.

The California Animal Control Director's Association.

The California Veterinary Medical Association.

The Fund for Animals.

The Humane Society of the United States.

The National Animal Control Association.

The San Francisco Veterinary Medical Association.

The Society of Animal Welfare Administrators.))

((**SEC.16.6-61. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS -- DEPARTMENT OF PARKING AND TRAFFIC.**

American Management Association.

California Public Parking Association.

International Parking Institute.

International Personnel Management Association.

San Francisco Planning and Urban Research.))

((**SEC. 16.6-62. REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — OFFICE OF THE PUBLIC ADMINISTRATOR/PUBLIC GUARDIAN/COUNTY VETERANS SERVICE OFFICER.**

Coalition of Agencies Serving the Elderly.

National Guardianship Association.

State Association of Public Administrators, Public Guardians, and Public Conservators.

California Association of County Veterans Service Officers.

National Association of County Veterans Service Officers.))

Section 3. Chapter 16, Article I, of the San Francisco Administrative Code is hereby amended by re-numbering Sections 16.6-48, 16.6-49, 16.6-49.1, 16.6-49.2, 16.6-49.3, 16.6-51, 16.6-53, 16.6-54, 16.6-55, 16.6-56, 16.6-57, and 16.6-58 as new Sections 16.6-1, 16.6-2, 16.6-3, 16.6-4, 16.6-5, 16.6-6, 16.6-7, 16.6-8, 16.6-9, 16.6-10, 16.6-11, and 16.6-12, respectively.

SEC. 16.6-1 ((16.6-48)). REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — ANNUAL DUES AND EXPENSES OF MEMBERSHIP; ATTENDING MEETINGS OR CONVENTIONS. The annual dues and expenses of said memberships, and the costs of attendance at meetings of said organizations, shall be allowed and paid only when funds have been specifically appropriated for such purposes; provided, that the Board of Supervisors, by resolution certified by the Controller as to funds available, may authorize such attendance together with allowance and payment of costs thereof; and, provided further

that the Mayor or the Mayor's designee may authorize attendance at meetings in California when funds are certified by the Controller as being legally available for such purposes within the publicity and advertising fund.

SEC. 16.6-2 ((16.6-49)). REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS — REPRESENTATIVES AT MEETINGS — VOTING CONTRARY TO CITY POLICY. No officer or employee authorized to attend a meeting or convention by the Board of Supervisors shall cast a vote or make any representation at such meeting or convention, while acting or purporting to act as a representative of the City and County, which he knows to be contrary to or in conflict with any officially established policy of the City and County on the subject matter of the vote or representation.

"Officially established policy" shall mean a policy established by ordinance, resolution or other written document constituting a public record, made, enacted or adopted by the board or officer having legal jurisdiction to establish such policy for the City and County.

Violation of this Section shall be deemed an act of official misconduct or insubordination and shall subject the violator to the proceedings and the penalties therefor provided by the Charter or other applicable law.

SEC. 16.6-3 ((16.6-49.1)). MEMBER OF BOARD OF SUPERVISORS SERVING ON INTERGOVERNMENTAL BODY — DUTIES. The Board of Supervisors of the City and County of San Francisco does hereby assume the position that all intergovernmental bodies, decision-making boards, organizations and groups on which a member of the San Francisco Board of Supervisors sits shall provide a channel for public comment in the form of a citizens advisory committee; or in the case that a body is charged with the operation of an existing physical property, shall provide for regular public hearings to accept comment on the

performance of that body.

SEC. 16.6-4 ((16.6-49.2)). MEMBER OF BOARD OF SUPERVISORS SERVING ON INTERGOVERNMENTAL BODY — PROGRAM OF PUBLIC HEARING. Should a member of the board presently sit with such a group he will forthwith exert all effort to assist the formation of a citizens advisory committee or commence a regular program of public hearing.

SEC. 16.6-5 ((16.6-49.3)). MEMBER OF BOARD OF SUPERVISORS SERVING ON INTERGOVERNMENTAL BODY — ESTABLISHMENT OF CITIZENS ADVISORY COMMITTEE. It is the policy of the San Francisco Board of Supervisors that in a new body, the supervisor appointed thereto must work toward the establishment of a citizens advisory committee in the body's bylaws.

SEC. 16.6-6 ((16.6-51)). MEMBER OF BOARD OF SUPERVISORS SERVING ON INTERGOVERNMENTAL BODY — ASSESSOR. The Assessor is hereby authorized to accept appointment as a member of the Tax Advisory Committee of the County Supervisors Association of California and the Legislative and Executive Committee of the Association of County Assessors.

The Assessor, or the Assessor's duly authorized representative, is hereby authorized to attend meetings of the Tax Advisory Committee of the County Supervisors Association of California, and the Legislative and Executive Committee of the Association of County Assessors, provided that funds have been specifically appropriated for such purpose.

The Assessor or his duly authorized representatives, or both, are hereby authorized to attend meetings of the California State Legislature or its committees, the State Board of Equalization, and the Bay Area Conference of Assessors; provided, that funds have been

specifically appropriated for such purpose.

SEC. 16.6-7 ((16.6-53)). JUVENILE COURT EMPLOYEES TO ATTEND SOCIAL SERVICES CERTIFICATE PROGRAM. The Board of Supervisors finds and determines that it is for the interest and benefit of the City and County of San Francisco that officers and employees of the Juvenile Court enroll in, attend and complete a certificate program in the social services conducted by the University of California through its Graduate School of Social Welfare and its Extension Division, the said program consisting of courses offered on evenings plus a concluding two-week residence seminar on the campus at the University of California.

The Chief Probation Officer of the Juvenile Court of the City and County of San Francisco is hereby authorized to assign officers and employees under his jurisdiction to attendance at the two-week residence seminar of the University of California certificate program in social services, provided such officers and employees have completed the prerequisite courses and will receive their certificates in social services upon the satisfactory completion of the residence seminar and provided, further, that such officers and employees shall meet their own expenses incident to attendance at the residence seminar.

SEC. 16.6-8 ((16.6-54)). CITIZENS ADVISORY COMMISSION FOR CONSTITUTIONAL REVISION. The Board of Supervisors finds and determines that it is for the interest and benefit of the City and County of San Francisco that officers and employees of the City and County accept appointment to the Citizens Advisory Commission for Constitutional Revision, which commission analyzes, considers and recommends revisions to constitutional provisions, many of which affect the conduct of City and County government.

Appointing officers are accordingly authorized to permit City and County officers and

employees under their jurisdiction who are members of the Citizens Advisory Commission for Constitutional Revision to attend meetings of such commission during normal work hours of such officers and employees.

SEC. 16.6-9 ((16.6-55)). HUMAN RIGHTS EMPLOYEES TO ATTEND CERTAIN CONFERENCES, WORKSHOPS, SEMINARS, AND TRAINING COURSES. The Human Rights Commission is authorized to assign commission members, its director, and, upon recommendation of its director, employees of the Human Rights Commission to attend certain conferences, workshops, seminars and training courses sponsored by other public agencies, employers, labor unions, property owners associations, realtor associations, religious denominations and institutions, professional associations, national origin groups, community organizations, social welfare organizations and such other private organizations and institutions concerned with interracial, interreligious and intercultural understanding.

The Controller of the City and County of San Francisco is hereby authorized to reimburse commissioners and employees for expenses incurred while attending such conferences, workshops, seminars and training courses, provided funds have been appropriated for such purpose.

SEC. 16.6-10 ((16.6-56)). ASSESSOR'S OFFICE EMPLOYEES TO ATTEND TRAINING COURSES ON ASSESSMENT PRACTICES. The Assessor of the City and County of San Francisco is authorized to assign employees of the Assessor's office to attend training courses on assessment practices and procedures sponsored by the Division of Assessment Standards of the State Board of Equalization at universities or colleges located within the State of California.

The Controller of the City and County of San Francisco is hereby authorized to

reimburse employees for expenses incurred while attending such training courses, provided funds have been appropriated for such purpose.

SEC. 16.6-11 ((16.6-57)). MEMBERSHIP OF DIRECTOR OF PUBLIC WORKS IN TOPICS. The Director of Public Works of the City and County of San Francisco, be and he is authorized and directed and appointed to serve as the official representative of the City and County of San Francisco to assist the State Department of Public Works in the administration of the Federal TOPICS (Traffic Operations Program to Increase Capacity and Safety) program within the boundaries of said City and County.

SEC. 16.6-12 ((16.6-58)). TRAFFIC ENGINEERING IMPROVEMENTS — FORMULATION BY DIRECTOR OF PUBLIC WORKS. The Director of Public Works is authorized to formulate traffic engineering improvements designed to reduce congestion and improve traffic flow on a system of urban streets pursuant to the intent of the TOPICS program and subject to approval by the Board of Supervisors of the City and County of San Francisco.

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Section 4. Notwithstanding any other provision of this ordinance, any membership authorized in the Administrative Code as of April 15, 1998 shall continue to be authorized until the Board of Supervisors acts on the department's list of proposed memberships pursuant to Section 16.6.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
THOMAS J. OWEN
Deputy City Attorney

ORDINANCE NO. 357-98 FILE NO. 98-1709

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981659 **Date Passed:**

Ordinance amending Administrative Code by amending Section 16.6, relating to membership by City Departments in professional, trade and other organizations; repealing various sections authorizing membership in various organizations; re-numbering various sections as new sections; and providing for continuation of current and existing memberships.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981659

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981659 continued...

FILE NO. 98-1709 ORDINANCE NO. 357-98

[Central Permit Bureau, Fees and Procedures]

REPEALING ARTICLE 1 OF THE PUBLIC WORKS CODE AND AMENDING THE SAN FRANCISCO BUILDING CODE BY ADDING PUBLIC WORKS CODE ARTICLE 1 AS SECTIONS 106.1.2 THROUGH 106.1.3 OF THE BUILDING CODE, TO TRANSFER FROM THE DEPARTMENT OF PUBLIC WORKS TO THE DEPARTMENT OF BUILDING INSPECTION RESPONSIBILITY FOR THE CENTRAL PERMIT BUREAU.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 1 of the San Francisco Public Works Code is hereby repealed:

((**SEC. 1. BUREAU ESTABLISHED – FEES AND DISPOSITION.** A Central Permit Bureau is hereby established in the Department of Public Works. All applications for permits enumerated in Section 2 of this Article shall be filed with said bureau. Said bureau shall arrange for the consideration of such applications as require approval of departments and bureaus of the City and County as specified in said Section 2 and, on the filing of approval thereof by all interested departments and bureaus, the Central Permit Bureau shall issue the permit applied for and shall collect the fees therefor as fixed by law.

The fees collected by the Central Permit Bureau shall be credited to the account of the department or bureau required by ordinance, pursuant to Section 24 of the Charter, to act thereon. The Controller, in conjunction with the Central Permit Bureau and the departments concerned, shall analyze the cost to the City and County of regulation and inspection required by each such class of permit and shall propose the rates to be fixed therefor by ordinance, which shall be not less than the cost to the City and County of such regulation and inspection.

SEC. 2. PLANS AND SPECIFICATIONS – TRANSMITTED TO PROPER DEPARTMENT – APPROVAL – DESIGNATION OF SUCH DEPARTMENT. In any case where plans and specifications are by ordinance required to be filed with an application for permit, the Central Permit Bureau shall transmit such plans and specifications to the Bureau of Building Inspection, and other departments or bureaus required to act thereon shall inspect such plans and specifications at the offices of said bureau. The Central Permit Bureau shall receive applications for permits for the following purposes and shall refer such applications or notice thereof, to departments and bureaus designated in connection with each specific purpose, each of which departments and bureaus shall approve or disapprove each such application with due diligence;

(a) **Building.** For the erection, alteration, reconstruction, shoring, underpinning or demolition of, or the excavation for, any building, including scaffolding required by such operations – to the Bureau of Building Inspection, the Bureau of Fire Prevention and Public Safety, the Fire Marshal and the City Planning Commission;

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(b) **Scaffolding.** For the construction or maintenance of any scaffolding on or about a building – to the Bureau of Building Inspection;

(c) **Heating and Ventilating.** For the installation, alteration or reconstruction of any heating or ventilating systems, fixtures or apparatus in or for the use of any building and incinerators or equipment in connection therewith – to the Department of Public Heath, the Bureau of Fire Prevention and Public Safety and the Bureau of Building Inspection;

(d) **Refrigerating and Sprinkler Systems.** For the installation, alteration or reconstruction of any refrigerating or sprinkler systems, fire appliances and equipment fixtures or apparatus in and for the use of any building – to the Department of Public Health, Bureau of Building Inspection, and the Bureau of Fire Prevention and Public Safety, and Fire Marshal;

(e) **Plumbing and Drains.** For the connection of any plumbing or drains of any building with the City's sewer system – to the Department of Public Health and the Bureau of Engineering;

(f) **Patent Chimneys and Flues.** For the erection, alteration or reconstruction of any patented chimney or flue – to the Bureau of Building Inspection, and the Bureau of Fire Prevention and Public Safety;

(g) **Billboards.** For the erection, alteration or reconstruction of any billboard – to the City Planning Commission and Bureau of Building Inspection;

(h) **Signs.** For the erection, alteration or reconstruction of any sign as provided in Part II, Chapter I of the Municipal Code – to the City Planning Commission, the Bureau of Fire Prevention and Public Safety and Bureau of Building Inspection;

(i) **Towers and Tanks.** For the erection, alteration or reconstruction of any tower or tank – to the Bureau of Fire Prevention and Public Safety and Bureau of Building Inspection; if for the storage of inflammables, to the Fire Marshal;

(j) **Moving of Buildings.** For the moving of buildings through or over any public street or way – to the City Planning Commission, Department of Electricity, Bureau of Building Inspection, Bureau of Engineering and the Chief Engineer of the Fire Department;

(k) **Steam Shovels.** For the moving of steam shovels and other apparatus designated by regulations of the Department of Public Works as likely t create traffic obstruction or to crush or injure the pavement of streets – to the Bureau of Engineering and Chief Engineer of the Fire Department;

(l) **Steam Boilers.** For the installation, erection, repair or operation of any steam engine, steam boiler, or pressure vessel – to the Bureau of Building Inspection and Fire Prevention Bureau;

(m) **Sub-Sidewalk Space.** For the use of any sub-sidewalk space, exclusive of sub-sidewalk space now in use – to the Bureau of Building Inspection and the Bureau of Engineering;

(n) **Sidewalk or Street Storage.** For the use of any portion of a public street or sidewalk for the placing or storage of materials,

appliances or structures used in the erection, alteration or repair of a building – to the Bureau of Engineering, Bureau of Fire Prevention and Public Safety;

(o) **Excavations.** For the excavation of any portion of a public street or sidewalk for the construction or repair of any sub-surface pipe, conduit, cable or tunnel, or for any other purpose – to the Bureau of Engineering and the Bureau of Fire Prevention and Public Safety;

(p) **Blasting.** For any blasting in connection with the construction or demolition of buildings, the construction of streets and other public ways, or the grading of private property – to the Bureau of Engineering and the Fire Marshal notified thereof;

(q) **Street Numbering.** For the street numbering of any building – to the Director of Public Works;

(r) **Stands.** For stands for vehicles for hire – to the Bureau of Engineering.))

Section 2. Chapter 1 of the San Francisco Building Code is hereby amending by adding Sections 106.1.2 and 106.1.3 to read as follows:

SEC. 106.1.2. CENTRAL PERMIT BUREAU ESTABLISHED; FEES AND DISPOSITION. A Central Permit Bureau is hereby established in the Department of Building Inspection. All applications for permits enumerated in Section 106.1 shall be filed with said bureau. Said bureau shall arrange for the consideration of such applications as require approval of departments and bureaus of the City and County as specified in Section 106.1.3 and, on the filing of approval thereof by all interested departments and bureaus, the Central Permit Bureau shall issue the permit applied for and shall collect the fees therefor as fixed by law.

The fees collected by the Central Permit Bureau shall be credited to the account of the department or bureau authorized by ordinance or Charter to issue said permits. The Controller, in conjunction with the Central Permit Bureau and the concerned departments and bureaus, shall analyze the cost to the City and County of regulation and inspection required by each such class of permit and shall propose the rates to be fixed therefor by ordinance, which shall be not less than the cost to the City and County of such regulation and inspection.

SEC. 106.1.3. PLANS AND SPECIFICATIONS; TRANSMITTED TO PROPER DEPARTMENT; APPROVAL; DESIGNATION OF SUCH DEPARTMENT. In any case where plans and specifications are by ordinance required to be filed with an application for permit, the Central Permit Bureau shall transmit such plans and specifications to the appropriate divisions within the Department of Building Inspection and to the other departments or bureaus required to act thereon, which shall inspect such plans and specifications at the offices of said bureau. The Central Permit Bureau shall receive applications for permits for the following purposes and shall refer such applications or notice thereof, to departments and bureaus designated in connection with

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SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

each specific purpose. Each department and bureau so specified shall approve or disapprove each such application with due diligence:

106.1.3.1. Building. For the erection, alteration, reconstruction, shoring, underpinning or demolition of, or the excavation for, any building, including scaffolding required by such operations – to the Department of Building Inspection, the Bureau of Fire Prevention and Investigation, the Fire Marshal and the Planning Commission;

106.1.3.2. Scaffolding. For the construction or maintenance of any scaffolding on or about a building – to the Department of Building Inspection;

106.1.3.3. Heating and Ventilating. For the installation, alteration or reconstruction of any heating or ventilating systems, fixtures or apparatus in or for the use of any building and incinerators or equipment in connection therewith – to the Department of Public Heath, the Bureau of Fire Prevention and Investigation and the Department of Building Inspection;

106.1.3.4. Refrigerating and Sprinkler Systems. For the installation, alteration or reconstruction of any refrigerating or sprinkler systems, fire appliances and equipment fixtures or apparatus in and for the use of any building – to the Department of Public Health, Department of Building Inspection, the Bureau of Fire Prevention and Investigation, and the Fire Marshal;

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106.1.3.5. Plumbing and Drains. For the connection of any plumbing or drains of any building with the City's sewer system – to the Department of Public Health and the Department of Public Works;

106.1.3.6. Patent Chimneys and Flues. For the erection, alteration or reconstruction of any patented chimney or flue – to the Department of Building Inspection and the Bureau of Fire Prevention and Investigation;

106.1.3.7. Billboards. For the erection, alteration or reconstruction of any billboard – to the Planning Commission and Department of Building Inspection;

106.1.3.8. Signs. For the erection, alteration or reconstruction of any sign as provided in Part II, Chapter I of the Municipal Code – to the Planning Commission, the Bureau of Fire Prevention and Investigation and the Department of Building Inspection;

106.1.3.9. Towers and Tanks. For the erection, alteration or reconstruction of any tower or tank – to the Bureau of Fire Prevention and Investigation and the Department of Building Inspection; if for the storage of inflammables, to the Fire Marshal;

106.1.3.10. Moving of Buildings. For the moving of buildings through or over any public street or way – to the Planning Commission, Department of Telecommunications and Information Services, Department of Building Inspection, Department of Public Works, Department of Parking and Traffic, and the Chief Engineer of the Fire Department;

106.1.3.11. Moving of Heavy Equipment. For the moving of heavy equipment and other apparatus designated by regulations of the Department of Public Works as likely to create traffic obstruction or to crush or injure the pavement of streets – to the Department of Public Works and the Department of Parking and Traffic;

106.1.3.12. Steam Boilers. For the installation, erection, repair or operation of any steam engine, steam boiler, or pressure vessel – to the Department of Building Inspection and Bureau of Fire Prevention and Investigation;

106.1.3.13. Sub-Sidewalk Space. For the use of any sub-sidewalk space, exclusive of sub-sidewalk space now in use – to the Department of Building Inspection and the Department of Public Works;

106.1.3.14. Sidewalk or Street Storage. For the use of any portion of a public street or sidewalk for the placing or storage of materials, appliances or structures used in the erection, alteration or repair of a building – to the Department of Public Works and the Bureau of Fire Prevention and Investigation;

106.1.3.15. Excavations. For the excavation of any portion of a public street or sidewalk for the construction or repair of any sub-surface pipe, conduit, cable or tunnel, or for any other purpose – to the Department of Public Works and the Bureau of Fire Prevention and Investigation;

106.1.3.16. Blasting. For any blasting in connection with the construction or demolition of buildings, the construction of streets and other public ways, or the grading of private property –

to the Department of Public Works, the Department of Building Inspection and the Fire Marshal;

106.1.3.17. Street Numbering. For the street numbering of any building – to the Director of Building Inspection;

106.1.3.18. Stands. For stands for vehicles for hire – to the Department of Parking and Traffic.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Ilene Dick

ILENE DICK
Deputy City Attorney

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4578

File Number: 981709 **Date Passed:**

Ordinance repealing Public Works Code Article 1 and amending Building Code by adding Public Works Code Article 1 as Sections 106 1 2 through 106 1 3 of the Building Code, to transfer from the Department of Public Works to the Department of Building Inspection responsibility for the Central Permit Bureau

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981709

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981709 continued...

FILE NO. 98-1775

ORDINANCE NO. 358-98

[Parking Regulations]

ADDING SECTION 32.6.19 TO THE SAN FRANCISCO TRAFFIC CODE, REGARDING PARKING REGULATIONS ON PORTIONS OF 2ND STREET AND TOWNSEND STREET.

Note: This entire section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by adding Section 32.6.19 thereto to read as follows:

SEC. 32.6.19. PARKING CONTROL, PORTIONS OF 2ND STREET AND TOWNSEND STREET; PENALTIES FOR VIOLATION. No person shall stop, park, or leave standing any vehicle, whether attended or unattended, on the west side of 2nd Street, from Townsend Street to 100 feet northerly (100-foot zone), and on the north side of Townsend Street, between 2nd and Stanford Streets, except official City-owned vehicles displaying a valid permit issued by the San Francisco Fire Department authorizing parking in such zones. The permit exceptions under this Section shall not apply when parking prohibition regulations for street-cleaning purposes are in effect. Violation of this Section is an obstruction to the free use of property and a nuisance within the meaning of Division 4, Part III of the Civil Code of California relating to nuisance and the abatement thereof.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: Loretta Giorgi
Deputy City Attorney

RECOMMENDED:

Bonnie M. Yee
Stuart R. Sunshine, Executive Director
Department of Parking and Traffic

BOARD OF SUPERVISORS

City and County of San Francisco
Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

Tails

Ordinance

File Number: 981775 **Date Passed:**

Ordinance amending Traffic Code by adding Section 32.6.19, regarding parking regulations on portions of 2nd Street and Townsend Street. (No person shall stop, park or leave standing any vehicle on the west side of Second Street, from Townsend Street to 100 feet northerly [100-foot zone], and on the north side of Townsend Street, between Second and Stanford Streets.)

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

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File No. 981775

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981821
(Government Funding)

ORDINANCE NO. 359-98
RO#98039
SA#08

APPROPRIATING $298,271 OF STATE GRANT REVENUE FOR PROFESSIONAL SERVICES, PURCHASE OF COMPUTER EQUIPMENT, SOFTWARE UPGRADES, LAUNDRY EQUIPMENT, AND OTHER MISCELLANEOUS IMPROVEMENTS TO JAIL FACILITIES FOR THE SHERIFFS DEPARTMENT FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
2S-PPF-SRC	SHF01	AKI	
Public Protection	Sheriff Services	Grant Services	
State Rec. Grants			
Funding Sources			
Grant No.			
SFCOPS-96SH	Cops Program-AB3229 Sheriff		
450-48999 (060030)	Other State Grants and Subvention	$298,271	
Funding Uses			
Grant No.			
SFCOPS-96SH	Cops Program-AB3229 Sheriff		
021-02799 (060030)	Other Professional Services		$173,565
060-06061 (060030)	Data Processing Equipment		$35,798
060-06099 (060030)	Other Equipment		$88,908
	Total	$298,271	$298,271

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: _____

BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981821 **Date Passed:**

Ordinance appropriating $298,271, Sheriff's Department, of State Grant Revenue for professional services, purchase of computer equipment, software upgrades, laundry equipment, and other miscellaneous improvements to jail facilities for fiscal year 1998-1999.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

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File No. 981821

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998

Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981828
(Government Funding)

ORDINANCE NO. 360-98
RO#98038
SA#12

APPROPRIATING $590,000 FROM CLEAN WATER PROGRAM FUND BALANCE TO CLAIMS AND JUDGEMENTS, PUC-CLEANWATER FOR FISCAL YEAR 1998-99 AND AUTHORIZING SETTLEMENT OF LITIGATION OF PETER AND BARBARA WINKELSTEIN FOR A TOTAL SETTLEMENT OF $590,000.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Credit
Fund	**Department**	**Program**	
5C-AAA-AAA Clean Water Program Funds	CWPAAA Clean Water-Administration	BAX Water Pollution Control Operation	
Funding Sources			
999-99999B (CWP11OPU2AAA)	Fund Balance	$590,000	
Funding Uses			
021-05311 (CWP11OPU2AAA)	Judgments/Claims		$590,000
	Total	$590,000	$590,000

Section 2. The City Attorney is hereby authorized to settle the complaint of Peter and Barbara Winkelstein, in the consolidated action entitled Yee v. City and County of San Francisco and consolidated actions, San Francisco Superior Court No. 980-740, by payment of $590,000 to plaintiffs Peter and Barbara Winkelstein. . The City has agreed to defend and indemnify the Winkelsteins in any future third party home-owner actions relating to the December 11, 1995 Seacliff incident. As consideration for this settlement, the Winkelsteins have agreed to dismiss with prejudice the City from the referenced litigation, to fully release the City from all claims arising from the December 11, 1995 Seacliff incident, and to assign to the City all claims that the Winkelsteins have against co-defendants to the action.

BOARD OF SUPERVISORS

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

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FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: _____

BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981828 **Date Passed:**

Ordinance appropriating $590,000, PUC-Cleanwater, from Clean Water Program Fund Balance to claims and judgments for fiscal year 1998-1999 and authorizing settlement of litigation of Peter and Barbara Winkelstein for a total settlement of $590,000.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981828

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981828 continued...

FILE NO. 981847 11/23/98 ORDINANCE NO. 361-98

[SAN FRANCISCO INTEGRATED PEST MANAGEMENT PROGRAM]

AMENDING CHAPTER 39, SECTIONS 39.2 AND 39.8 OF THE ADMINISTRATIVE CODE BY REVISING THE DEFINITION OF ANTIMICROBIAL AGENTS AND EXTENDING THE EXISTING EXEMPTION FOR SUCH ANTIMICROBIAL AGENTS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. FINDINGS. The Board of Supervisors of the City and County of San Francisco hereby finds and declares as follows:

A. The Integrated Pest Management (IPM) Ordinance required the Commission on the Environment to report and recommend to the Board of Supervisors whether, and to what extent, the City should include pesticides which are antimicrobial agents in its IPM Policy. The Commission on the Environment concluded that to minimize antimicrobial use consistent with public health and safety, the IPM Policy (a) continue to exempt antimicrobial agents used in the provision of health care, drinking water plants, wastewater treatment facilities and swimming pools; (b) additionally exempt the use of antimicrobial agents in the treatment of water in facility heating ventilation and air conditioning cooling water systems and public fountains; and (c) continue the general exemption for other antimicrobial agents for an additional year in order to allow for continued study by the Department of the Environment in conjunction with other City departments and interested parties.

B. In order to implement the policy of the City and County of San Francisco to eliminate or reduce pesticide applications on City property to the maximum extent feasible, the Commission's recommendations should be implemented through the following amendments to the IPM Ordinance.

Section 2. Chapter 39 of the San Francisco Administrative Code is hereby amended by revising Section 39.2 to read as follows:

SEC. 39.2. DEFINITIONS. Whenever used in this ordinance, the following terms shall have the meanings set forth below.

(a) "Agricultural Commissioner" means the County Agricultural Commissioner for the City and County of San Francisco.

(b) "Antimicrobial agent" means a product that is labeled as registered with the United States Environmental Protection Agency as a pesticide used to kill microbes. ((any substance or mixture of substances intended for inhibiting the growth of, or destroying any bacteria, fungi pathogenic to man and other animals, or viruses declared to be pests under Food and Agricultural Code Section 12754.5, except slime control agents, substances intended for use in or on humans or other animals, and use in or on processed food, beverages or pharmaceuticals.)) Antimicrobial agents include, but are not limited to, disinfectants, sanitizers, bacteriostats, sterilizers, fungicides and fungistats applied to inanimate surfaces, and commodity preservatives and protectants applied to raw materials or manufactured products.

(c) "City department" means any department of the City and County of San Francisco and includes any pesticide applicator hired by a City department to apply pesticides on City property. City department does not include any other local agency or any federal or State agency, including but not limited to the San Francisco School District, the San Francisco Community College District, the San Francisco Redevelopment Agency and the San Francisco Housing Authority.

(d) "Commission on the Environment" means the Commission on the Environment provided for by San Francisco Charter Section 4.118.

(e) "Contract" means a binding written agreement, including but not limited to a

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contract, lease, permit, license or easement between a person, firm, corporation or other entity, including a governmental entity, and a City department, which grants a right to use or occupy property of the City and County of San Francisco for a specified purpose or purposes.

(f) "Contractor" means a person, firm, corporation or other entity, including a governmental entity, that enters into a contract with a City department.

(g) "Department of the Environment" means the Department of the Environment provided for by San Francisco Charter Section 4.118.

(h) "Integrated pest management" means a decision-making process for managing pests that uses monitoring to determine pest injury levels and combines biological, cultural, physical, and chemical tools to minimize health, environmental and financial risks. The method uses extensive knowledge about pests, such as infestation thresholds, life histories, environmental requirements and natural enemies to complement and facilitate biological and other natural control of pests. The method uses the least toxic synthetic pesticides only as a last resort to controlling pests.

(i) "Pesticide" means pesticide as defined in Section 12753 of Chapter 2 of Division 7 of the California Food and Agricultural Code.

(j) "Toxicity Category I Pesticide Product" means any pesticide product that meets United States Environmental Protection Agency criteria for Toxicity Category I under Section 156.10 of Part 156 of Title 40 of the Code of Federal Regulations.

(k) "Toxicity Category II Pesticide Product" means any pesticide product that meets United States Environmental Protection Agency criteria for Toxicity Category II under Section 156.10 of Part 156 of Title 40 of the Code of Federal Regulations.

Section 3. Chapter 39 of the San Francisco Administrative Code is hereby amended by revising Section 39.8 to read as follows:

SEC. 39.8. EXEMPTIONS. (a) Notwithstanding any other provision of this Chapter,

this Chapter shall not apply to the use of any pesticide, including any antimicrobial agent, for the purpose of improving or maintaining water quality at

(1) drinking water treatment plants,

(2) wastewater treatment plants,

(3) reservoirs, and

(4) related collection, distribution and treatment facilities.

(b) Notwithstanding any other provision of this Chapter, this Chapter shall not apply to the use of antimicrobial agents for the following purposes: ((of))

(1) protection of public health and safety in the provision of health care;

(2) ((and the)) treatment of water in public swimming pools; ((.))

(3) treatment of water and facility heating, ventilation and air conditioning (HVAC) cooling water systems; and

(4) treatment of water in public fountains.

(c) Until January 1, 2000, ((January 1, 1999)), this Chapter shall not apply to the use of antimicrobial agents for any purpose ((not specified in Subsections (a) and (b))). By August 1, 1999 ((July 1, 1998)), the Commission on the Environment shall make a recommendation to the Board of Supervisors on ((whether, and if so to what)) the extent to which ((,)) the City should include antimicrobial agents not exempted under Subsections (a) or (b) in its IPM Policy. This recommendation shall be accompanied by a report prepared by the Department of the Environment evaluating the City's current use of antimicrobial agents and identifying less-toxic alternatives consistent with public health and safety. ((on the results of its inquiry into (1) the best approach to minimize antimicrobial use consistent with public health and safety and (2) the most appropriate definition of "antimicrobial agents" to be used in the IPM Policy)). In developing the report, the Director of the Department of the Environment shall consult with representatives from the ((Bureau of Environmental Health

Management of the)) Department of Public Health, San Francisco General Hospital, the Purchaser's Office, one or more environmental organizations concerned with integrated pest management and the Agricultural Commissioner.

(((d) The Department of the Environment shall grant a City department an automatic exemption, retroactive to January 1, 1997, for any pesticide banned by Section 39.3, under the following circumstances:

(1) The City department submits an application to the Department of the Environment for the automatic exemption within 30 days of the effective date of this Subsection (d); and

(2) The application identifies the pesticide or pesticides for which the exemption is sought and the intended use of each pesticide.

The automatic exemption shall remain in effect for 90 days from the date of submittal of the application, or, if the City department submits an application for a one-year exemption as provided by Subsection (e) within 90 days of submittal of the automatic exemption application, the automatic exemption shall remain in effect until the Commission on the Environment renders a decision on the one-year exemption request.))

(d)((e)) A City department may apply to the Department of the Environment for up to a one-year exemption from the pesticide ban imposed by Sections 39.3 or 39.4 for use of a particular pesticide for a particular use. Upon the filing of a complete application, the Department of the Environment shall submit the exemption request to the Commission on the Environment. The Commission on the Environment may grant the one-year exemption upon a finding that the City department has:

(1) Made a good-faith effort to find alternatives to the banned pesticide;

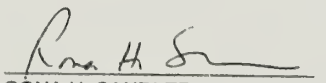
(2) Demonstrated that effective, economic alternatives to the banned pesticide do not exist for the particular use; and

(3) Developed a reasonable plan for investigating alternatives to the banned pesticide during the exemption period.

(e)((f)) A City department may apply to the Department of the Environment for a limited use exemption for a particular pesticide banned pursuant to Section 39.3 or Section 39.4 and not covered by a one-year exemption. Upon the filing of a complete application, the Department of the Environment shall submit the exemption request to the Commission on the Environment. The Commission on the Environment may grant a limited-use exemption provided that the Commission finds that the City department will use the pesticide for a specific and limited purpose and for a short and defined period and the City department has identified a compelling need to use the pesticide.

(f)((g)) The Commission on the Environment may exempt a reduced-risk pesticide from the ban imposed by Section 39.4 upon a finding that the reduced-risk pesticide is commonly used as part of an IPM strategy. The Department of the Environment shall maintain a list of reduced-risk pesticides granted an exemption pursuant to this subsection.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: 
RONA H. SANDLER
Deputy City Attorney

City and County of San Francisco
401 Van Ness Avenue Room 308
San Francisco, CA 94102-4532

Tails Ordinance

File Number: 981847 **Date Passed:**

Ordinance amending Administrative Code Sections 39.2 and 39.8 by revising the definition of antimicrobial agents and extending the existing exemption for such antimicrobial agents.

November 23, 1998 Board of Supervisors — AMENDED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING AS AMENDED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981847

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 11 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981847 continued...

Govt Information Ctr
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Amendment of the Whole (11/23/98)
in Board

FILE NO. 98-0761 ORDINANCE NO. 362-98

[Taxicab Gate Fees]

AMENDING PART II, CHAPTER VIII, ARTICLE 16, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 1135.1, SETTING A CAP ON TAXICAB GATE FEES, AUTHORIZING REGULATIONS AND PENALTIES, THE CAP TO BECOME OPERATIVE WHEN ORDINANCE NO. 188-98 FARE INCREASES BECOME OPERATIVE, REQUESTING THE TAXI COMMISSION TO REPORT TO THE BOARD WITHIN NINE MONTHS ON THE IMPACT OF THIS LEGISLATION, AND PROVIDING FOR ON-GOING REVIEW BY THE BOARD OF SUPERVISORS AND THE CONTROLLER.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16 of the San Francisco Police Code is hereby amended by adding Section 1135.1, to read as follows:

SEC. 1135.1. GATE FEES.

(a) **Cap on Gate Fees.** The mean gate fee charged drivers by a taxicab company may not exceed $83.50 for a shift of 10 hours or longer. The cap shall be prorated at $8.35 per hour for shifts shorter than 10 hours. The mean gate fee shall be determined by adding together the gate fees charged by the company for all available shifts during one week and dividing that total by the number of available shifts during the week.

(b) **"Gate Fee" Defined.** For the purposes of this section, "gate fee" shall mean any monetary fee or other charge or consideration, or any combination thereof, required of a driver other than a permit-holder for the privilege of driving a taxicab during a particular shift, or for any period of time, including receipt of all services provided in connection with such

privilege, whether said fee is set by contract, lease or other agreement, orally or in writing, and whether said fee is paid by the driver as a flat rate, as a commission on receipts from fares, or as a specified fee for any other purpose.

(c) **Chief's Regulations; Penalties.** The Chief of Police may, from time to time and after a noticed public hearing, adopt regulations to carry out the purposes of this section. Violation of any provision of this section, or of any regulation adopted pursuant to this section, may be cause for revocation or suspension of any permit granted to the violator by the City and County related to the operation of taxicabs or other motor vehicles for hire, or for the imposition of any other penalties authorized under this Article.

(d) **Evaluation By Taxi Commission.** The Taxi Commission shall evaluate the impact of this ordinance and any lease fee cap and report back to the Board of Supervisors within nine months of the final adoption of this ordinance.

(e) **Operative Date.** This Section shall only become operative on the date that the fare increases authorized in Ordinance No. 188-98 become operative.

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Tails

Ordinance

Veterans Building
401 Van Ness Avenue Room 308
San Francisco CA 94102-4532

File Number: 980761 **Date Passed:**

Ordinance amending Police Code by adding Section 1135.1, setting a cap on taxicab gate fees, authorizing regulations and penalties, the cap to become operative when Ordinance No. 188-98 fare increases become operative, requesting the Taxi Commission to report to the Board within nine months on the impact of this legislation, providing for ongoing review by the Board of Supervisors and the Controller.

November 23, 1998 Board of Supervisors — AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING AS AMENDED

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 980761

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown, Jr.

File No. 980761 continued...

FILE NO. 98-0909 ORDINANCE NO. 363-98

[Tobacco Advertising on Taxicabs]

AMENDING PART II, CHAPTER VIII, ARTICLE 16, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 1147.7, PROHIBITING ADVERTISING OF TOBACCO PRODUCTS ON TAXICABS, EFFECTIVE SEPTEMBER 1, 1999.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16 of the San Francisco Police Code is hereby amended by adding Section 1147.7, to read as follows:

SEC. 1147.7. BAN ON TOBACCO ADVERTISING.

(a) Notwithstanding the provisions of Police Code section 674(d), no taxicab shall bear in any manner any advertising or promotion of cigarettes or tobacco products. No taxicab company shall place or maintain, or cause or allowed to be placed or maintained, any advertising or promotion of cigarettes or tobacco products on any of its taxicabs.

(b) For the purposes of this section, "tobacco product" shall mean any substance containing tobacco leaf, including but not limited to, cigarettes, cigars, pipes, tobacco, snuff, chewing tobacco and dipping tobacco. For the purposes of this section, "promote" or "promotion" shall include a display of any logo, brand name, character, graphics, colors, scenes, or designs that are trademarks of a particular brand of tobacco product.

(c) This Section shall become operative September 1, 1999.

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SUPERVISOR NEWSOM
BOARD OF SUPERVISORS

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: Thomas J. Owen
THOMAS J. OWEN
Deputy City Attorney

SUPERVISOR NEWSOM
BOARD OF SUPERVISORS

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Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 980909 **Date Passed:**

Ordinance amending the Police Code by adding Section 1147.7, prohibiting advertising of tobacco products on taxicabs, effective September 1, 1999.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 980909

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 980909 continued...

FILE NO. 98-1040 ORDINANCE NO. 364-98

[Taxicab Lease Fees]

AMENDING PART II, CHAPTER VIII, ARTICLE 16, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 1135.2, SETTING A CAP ON TAXICAB LEASE FEES, AUTHORIZING REGULATIONS AND PENALTIES, THE CAP TO BECOME OPERATIVE WHEN ORDINANCE NO. 188-98 FARE INCREASES BECOME OPERATIVE, REQUESTING THE TAXI COMMISSION TO REPORT TO THE BOARD WITHIN NINE MONTHS ON THE IMPACT OF THIS LEGISLATION, PROVIDING FOR EXPIRATION OF THE ORDINANCE.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16 of the San Francisco Police Code is hereby amended by adding Section 1135.2, to read as follows:

SEC. 1135.2. LEASE FEES.

(a) **Cap on Lease Fees.** The monthly lease fee for the use of a taxicab permit may not exceed $1,800. The cap shall be prorated for leases longer or shorter than one month.

(b) **"Lease Fee" Defined.** For the purposes of this section, "lease fee" shall mean any monetary fee or other charge or consideration, or any combination thereof, charged by or paid to a permit-holder for the privilege of operating under the permit-holder's permit during a particular shift, or for any period of time, whether said fee is set by contract, lease or other agreement, orally or in writing, whether said fee is set as a flat rate, as a commission on receipts from fares, or as a specified fee for any other purpose, and whether said fee is paid by the driver or a third party.

(c) **Chief's Regulations; Penalties.** The Chief of Police may, from time to time and after a noticed public hearing, adopt regulations to carry out the purposes of this section. Violation of any provision of this section, or of any regulation adopted pursuant to this section, may be cause for revocation or suspension of any permit granted to the violator by the City and County related to the operation of taxicabs or other motor vehicles for hire, or for the imposition of any other penalties authorized under this Article.

(d) **Evaluation By Taxi Commission.** The Taxi Commission shall evaluate the impact of this ordinance and any gate fee cap and report back to the Board of Supervisors within nine months of the final adoption of this ordinance.

(e) **Operative Date.** This Section shall only become operative on the date that the fare increases authorized in Ordinance No. 188-98 become operative.

(f) **Sunset Provision.** The provisions of this section shall expire twenty-four months after the effective date of the section.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
THOMAS J OWEN
Deputy City Attorney

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Ordinance

Veterans Building
401 Van Ness Avenue Room 308
San Francisco, CA 94102-4532

File Number: 981040 **Date Passed:**

Ordinance amending Police Code by adding Section 1135.2, setting a cap on taxicab lease fees, authorizing regulations and penalties, the cap to become operative when Ordinance No 188-98 fare increases become operative, requesting the Taxi Commission to report to the Board within nine months on the impact of this legislation, providing for expiration of the ordinance.

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981040

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981040 continued...

FILE NO. 98-1292 ORDINANCE NO. 365-98

[Cab Pooling]

AMENDING PART II, CHAPTER VIII, ARTICLE 16 OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 1147.9 THERETO, TO AUTHORIZE THE CHIEF OF POLICE TO ESTABLISH A TRIAL PROGRAM FOR CAB POOLING.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16 of the San Francisco Police Code is hereby amended by adding Section 1147.9, to read as follows:

SEC. 1147.9. CAB POOLING.

The Chief of Police is authorized to establish a six-month trial program for voluntary "cab pooling" along one or more designated routes. The Chief of Police shall consult with the Departments of Parking and Traffic and Public Transportation on the selection of routes.

Taxicabs may charge a flat fare for passengers riding between points along the designated route, and may solicit more than one fare along the route. The Chief of Police may adopt reasonable rules and regulations to carry out this trial program. At the end of six months, the Chief shall report back to the Board of Supervisors on the feasibility of a permanent program.

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APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
THOMAS J. OWEN
Deputy City Attorney

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401 Van Ness Avenue Room 308
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City and County of San Francisco

Tails

Ordinance

File Number: 981292 **Date Passed:**

Ordinance amending Police Code by adding Section 1147 9 to authorize the Chief of Police to establish a trial program for cab pooling

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981292

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 98-1381 ORDINANCE NO. 366-98

[Taxicab Drivers]

AMENDING PART II, CHAPTER VIII, ARTICLE 16, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY ADDING SECTION 1124 5, ESTABLISHING PROCEDURES FOR TAXICAB DRIVERS TO PETITION FOR EMPLOYEE STATUS AND PROHIBITING INDEPENDENT CONTRACTORS AS DRIVERS UPON ACCEPTANCE OF SUCH PETITION.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 16 of the San Francisco Police Code is hereby amended by adding Section 1124.5, to read as follows:

SEC. 1124.5. EMPLOYEE STATUS FOR DRIVERS.

(a) Notwithstanding the provisions of Section 1124, no person shall drive a taxicab who is not either the permit-holder for that taxicab, an employee of the permit-holder, or an employee of the color scheme permit-holder for that taxicab. No taxicab permit-holder or color scheme permit-holder shall cause or permit any person to drive a taxicab pursuant to that taxicab permit who is not either the permit-holder for that taxicab, an employee of the permit-holder, or an employee of the color scheme permit-holder for that taxicab. For purposes of this section, "taxicab" shall include a ramped taxicab.

(b) The provisions of subsection (a) shall not take effect unless and until the Board of Supervisors accepts the petition provided for in subsection (c).

(c) Any person may submit to the Board of Supervisors a petition signed by more than 50 percent of all full-time and regular part-time licensed taxicab drivers in the City, other than

taxicab permit-holders, stating that the signer wishes to drive as an employee pursuant to subdivision (a) of this section. The following rules and procedures shall apply to any such petition:

(1) The total number of full-time and regular part-time drivers shall be computed on the basis of 2.5 eligible drivers for each full time taxicab permit issued. A "regular part-time driver" shall be defined as a driver who drives less than five full shifts but at least two full shifts per week.

(2) No signature on any such petition shall be valid if signed more than six months prior to submission of the petition to the Board of Supervisors. All signatures collected shall be submitted to the Taxi Commission for verification at the same time.

(3) Each signature shall include the driver's badge number. Upon submission of the petition, the Police Department shall provide the Board of Supervisors with the names and badge numbers of qualified drivers for the six-month period during which the signatures were collected.

(d) The Board of Supervisors, or a committee designated by the President of the Board, shall by motion accept the petition if it determines that the petition has been circulated and signatures obtained in a fair and reliable manner and that the petition represents an accurate and reliable measure of the wishes of the majority of the taxicab drivers. The provisions of subsection (a) shall take effect 30 days after the Board accepts the petition pursuant to this subsection.

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(e) No person shall interfere with, restrain, coerce or retaliate against any other individual for engaging in the solicitation of signatures or other related activities pursuant to this section. Violation of any provision of this section may constitute good cause to suspend or revoke a permit pursuant to Section 1090 of this Article.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
THOMAS J. OWEN
Deputy City Attorney

SUPERVISOR NEWSOM
BOARD OF SUPERVISORS

City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981381 **Date Passed:**

Ordinance amending Police Code by adding Section 1124.5, establishing procedures for taxicab drivers to petition for employee status and prohibiting independent contractors as drivers upon acceptance of such petition

November 23, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 7, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

File No. 981381

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 7, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981381 continued...

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AS AMENDED IN COMMITTEE
11/19/98

FILE NO. 98-1202 ORDINANCE NO. 367-98

[Temporary Parking Restrictions]

AMENDING ARTICLE 3, CHAPTER XI, PART II OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 33.1, REGARDING TEMPORARY NO-PARKING SIGNS TO INCLUDE A CONTACT PERSON AND TELEPHONE NUMBER FOR INFORMATION REGARDING THE REASONS FOR THE RESTRICTIONS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by amending Section 33.1, to read as follows.

SEC. 33.1. VEHICULAR OR PEDESTRIAN TRAFFIC AND PARKING PROHIBITED OR RESTRICTED IN CERTAIN CASES. Whenever any public or private construction work is likely to interfere with the normal flow of vehicular or pedestrian traffic or parking, the Director of Parking and Traffic is authorized to issue a permit instituting such temporary traffic-control and parking regulations as may be necessary during the construction period, to safeguard and expedite the flow of vehicular or pedestrian traffic and parking.

Signs which shall include a contact person and telephone number for information regarding the reasons for the restrictions and/or pavement painting, as necessary, shall be placed to inform the public of the temporary regulations. The contact person shall be available to respond to inquiries during business hours.

No person shall stop, park or leave standing any vehicle, whether attended or unattended, on any street where the Department of Parking and Traffic has erected or caused to be erected appropriate signs giving a minimum of 72 hours' notice of the effective dates and times of any temporary parking prohibition, provided that this Section shall not apply to a vehicle when such vehicle is actually engaged in making delivery or pickup of construction materials being used at the site of the construction work that necessitated issuance of the permit

For any sign which is posted and not in compliance with this Section, the temporary parking restriction shall not be effective, and the Department of Parking & Traffic shall not cite or tow vehicles at these locations. When a vehicle is removed from a street at the request of a permittee pursuant to this Section and a post-storage hearing determines that as a result of the permittee's improper posting of the required signs, reasonable grounds did not exist for removal, the responsible permittee shall reimburse the City and County of San Francisco for the cost incurred in storage and towing. If a permittee fails to provide reimbursement or to agree to assume all liability for any improper posting future requests by that permittee for removal of vehicles in violation of this Section shall be denied.

The responsible permittee shall be given timely notice of the vehicle owner's request for a poststorage hearing and the time and place of such hearing.

This Section shall not apply to a utility or public utility, whether privately, municipally, or publicly owned, as defined by State law, nor shall it apply to vehicles of cable television services, when the utility or cable television provider undertakes emergency repairs to utility or cable facilities necessary for the preservation and maintenance of public utility or cable television services.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
JOHN I. KENNEDY
Deputy City Attorney

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 408
San Francisco, CA 94102-4533

File Number: 981202 **Date Passed:**

Ordinance amending Article 3, Chapter XI, Part II of the Traffic Code by amending Section 33.1 regarding temporary no-parking signs to include a contact person and telephone number for information regarding the reasons for the restrictions.

December 7, 1998 Board of Supervisors - PASSED ON FIRST READING

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors - - FINALLY PASSED

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981202

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981202 continued...

FILE NO. 98-1239 AS AMENDED IN COMMITTEE 11/19/98 ORDINANCE NO. 368-98

[Temporary Parking Restrictions]

AMENDING ARTICLE 3, CHAPTER XI, PART II OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 33, REGARDING TEMPORARY NO-PARKING SIGNS TO INCLUDE A CONTACT PERSON AND TELEPHONE NUMBER FOR INFORMATION REGARDING THE REASONS FOR THE RESTRICTIONS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by amending Section 33, to read as follows:

SEC. 33. DIVERTING OF TRAFFIC AND TEMPORARY PARKING RESTRICTIONS.

(a) **Diverting of Traffic.** The Police Department may divert traffic from any street or area when the same is made necessary or advisable by any parade, public assemblage, film or video production, traffic congestion, conflagration, collapse of building, obstruction on or damage to any street or any other emergency.

(b) **Parking Temporarily Prohibited or Restricted in Certain Cases.** The Police Department or the Department of Parking and Traffic may temporarily prohibit or restrict automobile parking on any street in case of parades, public assemblages, film or video production, collapse of building, conflagration, obstruction on or damage to any street, or when otherwise necessary for protection of the public health and safety, provided appropriate signs which shall include a contact person and telephone number for information regarding the reasons for the restrictions are erected giving notice of such prohibition or restriction. The contact person shall be available to respond to inquiries during business hours.

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(c) **Violation.** It shall be unlawful for any person to park a vehicle in violation of such prohibition or restriction or to disobey the lawful order of any Police Officer or Parking Control Officer directing the removal or diverting of a vehicle from said street or area.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: JOHN I. KENNEDY
Deputy City Attorney

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FEB 0 8 1999
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PUBLIC LIBRARY

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4520

File Number: 981239 **Date Passed:**

Ordinance amending the Traffic Code by amending Section 33. regarding temporary no parking signs to include a contact person and telephone numbe: for information regarding the reasons for the restrictions

December 7, 1998 Board of Supervisors - PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors - FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981239

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981239 continued...

FILE NO. 98-1240 AS AMENDED IN COMMITTEE 11/19/98 ORDINANCE NO. 369-98

[Temporary Parking Restrictions]

AMENDING ARTICLE 3, CHAPTER XI, PART II OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 33.1A, REGARDING TEMPORARY NO-PARKING SIGNS TO INCLUDE A CONTACT PERSON AND TELEPHONE NUMBER FOR INFORMATION REGARDING THE REASONS FOR THE RESTRICTIONS.

Note: Additions are underlined, deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 3 of the San Francisco Traffic Code is hereby amended by amending Section 33.1.A, to read as follows:

SEC. 33.1A. VEHICULAR OR PEDESTRIAN TRAFFIC AND PARKING PROHIBITED OR RESTRICTED IN CERTAIN CASES—RESIDENTIAL AND NEIGHBORHOOD-COMMERCIAL AREAS. The prohibition imposed by Section 33.1 shall not apply on any street in any area zoned for residential or neighborhood-commercial uses when the construction work has not begun by 12:00 noon. Any permittee who begins work by 12:00 noon and where construction activity is not in continuous progress shall place barricades, signs, cones, or other device on the street where the parking is restricted as visible evidence that work has begun and to protect the construction area. In a case where the restricted parking is not entirely necessary for any day as originally posted, the permittee shall erect appropriate signs giving a minimum of 24 hours' notice of the revised and decreased hours of the temporary parking prohibition.

Signs posted pursuant to this Section shall include within the notice that the temporary parking prohibition is in effect pursuant to Section 33.1A, Residential Areas, of the San Francisco Traffic Code and shall include a contact person and telephone number for information regarding the reasons for the restrictions. The contact person shall be available to respond to inquiries during business hours.

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/98

Signs, as determined by the Department of Parking and Traffic to maintain a moving traffic lane, shall be placed to inform the public of a temporary parking prohibition that is in effect for 24 hours. Such signs shall be of a color that is different than the sign that informs the public of a temporary parking prohibition that is in effect less than 24 hours per day.

This Section shall not apply on any street within the area defined as the Metropolitan Traffic District by Section 3-a of this Code and State highways within the City and County.

The provisions of this Section shall not apply to a vehicle that is actually engaged in making delivery or pickup of construction materials being used at the site of the construction work that necessitated issuance of the permit.

For any sign which is posted and not in compliance with this Section, the temporary parking restriction shall not be effective, and the Department of Parking & Traffic shall not cite or tow vehicles at these locations. When a vehicle is removed from a street at the request of a permittee pursuant to this Section and a post- storage hearing determines that as a result of the permittee's improper posting of the required signs, reasonable grounds did not exist for removal, the responsible permittee shall reimburse the City and County of San Francisco for the cost incurred in storage and towing. If a permittee fails to provide reimbursement or to agree to assume all liability for any improper posting future requests by that permittee for removal of vehicles in violation of this Section shall be denied.

The responsible permittee shall be given timely notice of the vehicle owner's request for a post-storage hearing and the time and place of such hearing.

This Section shall not apply to a utility or public utility, whether privately, municipally, or publicly owned, as defined by State law, nor shall it apply to vehicles of cable television services, when the utility or cable television provider undertakes emergency repairs to utility or cable facilities necessary for the preservation and maintenance of public utility or cable television services.

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This Section shall be in effect through June 30, 1999 and shall expire, unless it is extended or otherwise amended by the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: JOHN I. KENNEDY
Deputy City Attorney

SUPERVISOR YEE
BOARD OF SUPERVISORS

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City Hall
1 Dr. Carlton B. Goodlett Place, Room 408
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981240 **Date Passed:**

Ordinance amending Article 3, Chapter XI, Part II of the Traffic Code by amending Section 33 1A, regarding temporary no-parking signs to include a contact person and telephone number for information regarding the reasons for the restrictions

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981240

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

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FILE NO. 981555 ORDINANCE NO. 370-98

[Alcoholic Beverages]

AMENDING ARTICLE 4 OF THE SAN FRANCISCO PARK CODE, WHICH PROHIBITS DISORDERLY CONDUCT IN CITY PARKS, BY AMENDING SECTION 4.10 TO ADD PARKS AND PORTIONS OF PARKS IN WHICH ALCOHOL CONSUMPTION WILL BE PROHIBITED WITHOUT PERMISSION AND SETTING FORTH STANDARDS FOR OBTAINING PERMISSION.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article 4 of the San Francisco Park Code is hereby amended by amending Section 4.10, to read as follows:

(a) No person shall consume alcoholic beverages of any kind in any building, children's playground, swimming pool, ((or)) restroom, or any of the parks or portions of parks as follows, except with permission of the Recreation and Park Department:

Argone Park

Boeddeker Park

Civic Center Plaza

Duboce Park

Fulton Park

The areas of Golden Gate Park consisting of:

The Panhandle (bordered by Fell, Baker, Oak and Stanyan Streets)

Stanyan Meadow Area (bordered by JFK Drive, Stanyan Street, Waller Street and Kezar Drive)

Kezar Stadium Park (bordered by Waller Street, Stanyan Street, Frederick Street, Martin Luther King Junior Drive and Kezar Drive)

Hayes Valley Playground

SUPERVISOR BROWN
BOARD OF SUPERVISORS

Joseph Lee Recreation Center

Merced Heights Playground

Mission Playground and Recreation Center

Oceanview Playground

Portsmouth Square

Union Square Park

(b) The General Manager of the Recreation and Park Department or the Recreation and Park Commission may grant permission to consume alcohol in the parks and portions of parks where such activity is prohibited by subsection (a), above, if the General Manager or the Commission determines that the consumption of alcohol will not interfere with the public's use and enjoyment of the park.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: MARGARET W. BAUMGARTNER
Deputy City Attorney

SUPERVISOR BROWN
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4578

File Number: 981555 **Date Passed:**

Ordinance amending Park Code Section 4.10 to add parks and portions of parks in which alcohol consumption will be prohibited without permission and setting forth standards for obtaining permission.

December 7, 1998 Board of Supervisors - PASSED ON FIRST READING
Ayes: 7 - Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Noes: 2 - Ammiano, Bierman
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors - FINALLY PASSED
Ayes: 9 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee
Noes: 2 - Ammiano, Bierman

File No. 981555

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 18 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981555 continued...

FILE NO. 98-1597 AS AMENDED IN COMMITTEE 11/19/98 ORDINANCE NO. 371-98

[CANDLESTICK PARK ACCESS ROAD PARKING CONTROL - PENALTY FOR VIOLATION] AMENDING ARTICLE 3, CHAPTER XI, PART II OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY AMENDING SECTION 32.4.1 THERETO, PROVIDING FOR A PENALTY FOR VIOLATION OF TRAFFIC CODE SECTION 32.4.

Note. Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article III of the San Francisco Traffic Code is hereby amended by amending Section 32.4.1, to read as follows:

SEC. 32.4.1. PENALTY FOR VIOLATION. Any person violating the provisions of Section 32.4 shall be deemed guilty of an infraction and upon conviction thereof shall be punished by a fine of not less than $25 nor more than $50. In addition, any officer of ((T))the Police Department and the Department of Parking and Traffic is hereby authorized to remove or cause to have removed any vehicle in violation of the provisions of Section 32.4 hereof, as provided for in Section 22654 of the California Vehicle Code and in accordance with the provisions of Article 9 of the San Francisco Traffic Code.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: JOHN I. KENNEDY
Deputy City Attorney

DEPARTMENT OF PARKING & TRAFFIC

Page 1
5/5/98

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4582

File Number: 981597 **Date Passed:**

Ordinance amending Traffic Code by amending Section 32.4.1, providing for a penalty for violation of Traffic Code Section 32.4

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981597

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981597 continued...

FILE NO. 98-1688 ORDINANCE NO. 372-98

[Condominium Conversion Limitation]

AMENDING PART II, CHAPTER XIII OF THE SAN FRANCISCO MUNICIPAL CODE (SUBDIVISION CODE) BY AMENDING ARTICLE 9, SECTION 1396 TO EXTEND THE ANNUAL CONDOMINIUM CONVERSION LIMITATION FOR TWO ADDITIONAL YEARS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1 Part II, Chapter XIII of the San Francisco Municipal Code (Subdivision Code) is hereby amended by amending Article 9, Section 1396, to read as follows:

SEC. 1396. ANNUAL CONVERSION LIMITATION. This Section governing annual limitation shall apply only to conversion of residential units.

Applications for conversion of residential units, whether vacant or occupied, shall not be accepted by the Department of Public Works during the period of January 1, 1994 through December 31, ((1998)) 2000, inclusive, except that a maximum of 200 units, as selected yearly by lottery by the Department of Public Works from all eligible applicants, may be approved for conversion per year during the aforementioned period for the following categories of buildings:

(a) Buildings consisting of four units or less in which one of the units has been occupied continuously by one of the applicant owners of record for three years prior to the date of registration for the lottery as selected by the Director; or

(b) Buildings consisting of six units or less in which 50 percent or more of the units have been occupied continuously by the applicant owners of record for three years prior to the date of registration for the lottery as selected by the Director; or

(c) Community apartments as defined in Section 1308 of this Code, which, on or before December 31, 1982, met the criteria for community apartments in Section 1308 of this

Code and which were approved as a subdivision by the Department of Public Works on or before December 31, 1982, and where 75 percent of the units have been occupied continuously by the applicant owners of record for three years prior to the date of registration for the lottery as selected by the Director.

The conversion of a stock cooperative as defined in Section 1308 of this Code to condominiums shall be exempt from the annual limitation imposed on the number of conversions in this Section and from the requirement to be selected by lottery where 75 percent of the units have been occupied continuously by the applicant owners of record for three years prior to the date of registration for the lottery as selected by the Director.

No application for conversion of a residential building submitted by a registrant shall be approved by the Department of Public Works to fill the unused portion of the 200-unit annual limitation for the previous year.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: John D. Malamut
JOHN D. MALAMUT
Deputy City Attorney

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City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4578

File Number: 981688 **Date Passed:**

Ordinance amending Subdivision Code by amending Article 9, Section 1396 to extend the Annual Condominium Conversion Limitation for two additional years

December 7, 1998 Board of Supervisors - PASSED ON FIRST READING
Ayes: 7 - Ammiano, Bierman, Brown, Katz, Leno, Teng, Yaki
Absent: 2 - Medina, Newsom
Excused: 2 - Kaufman, Yee

December 14, 1998 Board of Supervisors - FINALLY PASSED
Ayes: 8 - Ammiano, Bierman, Brown, Katz, Leno, Medina, Teng, Yaki
Excused: 3 - Kaufman, Newsom, Yee

File No. 981688

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 18 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981688 continued...

FILE NO. 98-1766 ORDINANCE NO. 373-98

[Vacation and Sale – Portion of 23rd Street]

ORDERING THE VACATION AND SALE OF A PORTION OF 23RD STREET LOCATED ON THE WEST SIDE OF PENNSYLVANIA AVENUE, AND AUTHORIZING OTHER OFFICIAL ACTIONS IN CONNECTION THEREWITH.

BE IT ORDAINED BY THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO:

Section 1. Findings.

(a) On November 9, 1998, the Board of Supervisors adopted Resolution No. 94-98, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-1765, being a Resolution of Declaration of Intention to Order the Vacation of a portion of 23rd Street, located on the west side of Pennsylvania Avenue (the "Subject Area").

(b) The Subject Area adjoins a large warehouse facility owned by the San Francisco Food Bank (the "Food Bank").

(c) The Subject Area is shown on the Department of Public Works SUR Drawing No. 1196, Parcel No. 2, dated November 19, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-1766.

(d) Clerk of the Board of Supervisors transmitted to the Department of Public Works a certified copy of said Resolution, and the Director of Public Works caused notice of adoption of said Resolution to be posted in the manner required by law.

(e) When such matter was considered as scheduled by the Board of Supervisors at its regular meeting held in City Hall, San Francisco, on December 7, 1998, beginning at 3:00 p.m., the Board heard all persons interested in said vacation and sale.

(f) From all the evidence submitted at the hearing on such Resolution, the Board of Supervisors finds that except for a public utility easement reserved for use, installation, maintenance, repair and replacement of existing and future PG&E gas and electric facilities as well as future utility installations by other parties, the Subject Area described in said Resolution is unnecessary for present or future public use.

(g) The public convenience and necessity will be better served by requiring that the vacation be undertaken as declared in such Resolution No. 914-98 and that such street area be sold. The Board of Supervisors has jurisdiction to order such vacation and sale.

(h) By letter dated December 24, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-1766, the Department of City Planning found that the proposed vacation of the Subject Area is in conformity with City's General Plan and consistent with the Eight Priority Policies of City Planning Code Section 101.1. On Nov. 9, 1998 in Resolution No 914-98, the San Francisco Board of Supervisors adopted as its own and incorporated by reference the findings in the Department of City Planning's letter of December 24, 1996.

Section 2. Pursuant to Sections 8320 et seq. of the Streets and Highways Code, the Subject Area, as described in Department of Public Works SUR Drawing No. 1196, Parcel 2, dated November 19, 1996, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-1766 is hereby ordered to be vacated conditioned upon the reservation of a public utility easement for the purpose of access for use, installation, maintenance, repair and replacement of existing PG&E gas and electric facilities as well as future utility installations by other parties

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Section 3. The Director of Property, on behalf of the City and County of San Francisco, is hereby further authorized to execute a purchase agreement, a quitclaim deed conveying City's interest in the Subject Area and any other documents and instruments necessary to effectuate the vacation and sale of the Subject Area to the Food Bank.

Section 4. The Board of Supervisors approves and ratifies the sale of the Subject Area to the Food Bank.

Section 5. The Clerk of the Board of Supervisors is hereby directed to transmit to the Recorder and the Director of Public Works a certified copy of this Ordinance, and the Recorder and the Director of Public Works are hereby directed to proceed thereafter as required by law.

RECOMMENDED:

Director of Public Works and
City Architect

Director of Property

APPROVED AS TO FORM:
Louise H. Renne, City Attorney

By
Deputy City Attorney

GJR:avd

DESCRIPTIONS APPROVED/CHECKED:

By: Tony Jackard L.S. Acting Chief Surveyor
for Deputy Director of Public Works &
City Engineer

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4578

City and County of San Francisco

Tails

Ordinance

File Number: 981765 **Date Passed:**

Ordinance ordering the vacation of a portion of 23rd Street located on the west side of Pennsylvania Avenue, and authorizing other official actions in connection therewith

December 7, 1998 Board of Supervisors -- PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors -- FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981766

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 18 1998

Date Approved

Mayor Willie L. Brown Jr.

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FEB 08 1999

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FILE NO. 981785

ORDINANCE NO. 374-98

[Traffic Regulations]

REPEALING SECTION 175.14 AND ADDING SECTION 174.08 OF THE SAN FRANCISCO TRAFFIC CODE, CHANGING THE SPEED LIMIT ON GUERRERO STREET FROM 30 MPH TO 25 MPH.

Note: Additions or substitutions are underlined.

Deletions are shown in ((double parentheses)).

Be it ordained by the people of the City and County of San Francisco

Section 1. The San Francisco Traffic Code is hereby amended by repealing Section 175.14 thereof, which reads as follows:

((**SEC. 175.14.** A prima facie speed limit of 30 miles per hour is hereby established on Guerrero Street, from Market Street to San Jose Avenue.))

Section 2. The San Francisco Traffic Code is hereby amended by adding Section 174.08 thereto, which reads as follows.

SEC. 174.08. A prima facie speed limit of 25 miles per hour is hereby established on Guerrero Street, from Market Street to San Jose Avenue.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By _____
Deputy City Attorney

RECOMMENDED:

_____
Stuart R. Sunshine, Executive Director
Department of Parking and Traffic

BOARD OF SUPERVISORS

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4515

City and County of San Francisco

Tails

Ordinance

File Number: 981785 **Date Passed:**

Ordinance amending Traffic Code by repealing Section 175.14 and adding Section 174.08, changing the speed limit on Guerrero Street from 30 MPH to 25 MPH

December 7, 1998 Board of Supervisors - PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors - FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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FEB 08 1999

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File No. 981785

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981785 continued...

FILE NO. 981849
(Government Funding)

ORDINANCE NO. 375-98
RO#98040
SA#11

APPROPRIATING $250,000 OF 1988 PUBLIC LIBRARY IMPROVEMENT BOND INTEREST EARNINGS TO CAPITAL IMPROVEMENT PROJECTS FOR THE PUBLIC LIBRARY FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco.

Section 1. Funds are hereby appropriated for FY 1998-99 as follows

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
3C-PLI-88A	LB-LIB	EIB	
1988 Public Library	Public Library	Library Management	
Funding Sources			
300-30150 (410316)	Interest Earned	$250,000	
Funding Uses			
Project			
CLBPL8-BR84	Golden Gate Valley-Roof Repairs		
067-06700 (410316)	Bldg., Structures & Improvement Project-Budget		$250,000
	Total	$250,000	$250,000

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY _____

BOARD OF SUPERVISORS

City and County of San Francisco

Tails

Ordinance

Veterans Building
401 Van Ness Avenue Room 308
San Francisco CA 94102-4532

File Number: 981849 **Date Passed:**

Ordinance appropriating $250,000 of 1988 Public Library improvement bond interest earnings to capital improvement projects for the Public Library for fiscal year 1998-1999

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981849

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisers of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981849 continued...

FILE NO. 981850 ORDINANCE NO. 376-98

[Police Department Membership]

AMENDING THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTION 16.6-47.1 RELATING TO POLICE DEPARTMENT MEMBERSHIPS BY ADDING SPECIFIED ORGANIZATIONS.

Note: Additions are underlined;

Be it ordained by the People of the City and County of San Francisco:

Section 1. The San Francisco Administrative Code is hereby amended by amending Section 16.6-47.1, to read as follows:

SEC. 16.6-47.1 REPRESENTATION OF CITY AND COUNTY IN CERTAIN ORGANIZATIONS – POLICE DEPARTMENT.

American Board of Forensic Document Examiners.
American Academy of Forensic Sciences.
Association of Crime Laboratory Directors.
California Robbery Investigators Association.
California Association of Criminalists.
California Homicide Investigators Association.
California Police Chiefs Association
California Check Investigators Association.
California Narcotics Officers' Association.
California Peace Officers Association.
California Association for Property and Evidence.
California Academy & Director's Association.
Computerized CLETS Users Group.
Hispanic Command Officers Association.
International Association of Asian Crime Investigators.
International Association of Bomb Technicians and Investigators.
International Association of Chiefs of Police.
International Association of Credit Card Investigators.
International Association of Identification, California State Division.
Law Enforcement Intelligence Unit.
National Association of Bunco Investigators.
National Association of Fleet Administrators.
North American Transportation Regulators.
Northern California Hate Crimes Investigators Association.
Police Executive Research Forum.
Southwestern Association of Forensic Document Examiners.
Western Intelligence Network.
American Board of Criminalistics.
Association of Firearms and Toolmark Examiners.
California Association of Crime Laboratory Directors.
American Society of Questioned Document Examiners
High Technology Criminal Investigators Association.
International Association of Computer Investigative Specialists.
American Society for Testing and Materials.
Northern California Juvenile Officers Association.
California Sexual Assault Investigator's Association.
California State Horseman's Association.
American Polygraph Association.
American Society of Forensic Odontology.
American Association of Police Polygraphists.
California Association of Polygraph Examiners.
International Association of Blood Stain Pattern Analysts.
Public Agency Risk Managers Association.
California Association of Law Enforcement Background Investigators.
National Organization of Black Law Enforcement Executives.
California Burglary and Theft Investigators Association.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Loretta Giorgi
Deputy City Attorney

Resolutions/Admin Code Sec 16 6-47 1/gb

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Ordinance

Veterans Building
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File Number: 981850 **Date Passed:**

Ordinance amending Administrative Code Section 16 6-47-1 relating to Police Department memberships by adding specified organizations.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981850

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981850 continued...

Amendment of the Whole 12/2/98.

FILE NO. 981874
(Government Funding)

ORDINANCE NO. 377-98
RO#98041
SA#09

APPROPRIATING $572,586 OF FEDERAL TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF) FOR SALARIES, TRAINING, PROFESSIONAL SERVICES, MATERIALS AND SUPPLIES, FACILITIES MAINTENANCE AND REPAIRS, EQUIPMENT AND SERVICES OF OTHER DEPARTMENTS, FOR THE JUVENILE PROBATION DEPARTMENT FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
1G-AGF-AAA	JUV03	AKF	
General Fund	Children's Baseline	Log Cabin Ranch	
Non Project			
Funding Sources			
400-40199 (125008)	Other Federal Revenue -TANF	$150,127	
450-48999 (125008)	Other State Grants & Subventions-AB 1483	$422,459	
Funding Uses			
001-00500 (125008)	Temporary Salary		$16,579
021-02700 (125008)	Professional Services		$358,693
021-02200 (125008)	Training		$18,800
040-04000 (125008)	Materials and Supplies		$19,158
060-06F00 (125008)	Facilities maintenance & repairs		$75,490
060-06000 (125008)	Equipment		$55,495
081-081HH (125008)	Services of Other Departments - Mental Health		$28,371
	Total	$572,586	$572,586

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

n:\econ\approp\112sa09

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: _____

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City and County of San Francisco

Tails

Ordinance

File Number: 981874 **Date Passed:**

Ordinance appropriating $572,586, Juvenile Probation Department, of Federal Temporary Assistance to Needy Families (TANF) for salaries, training, professional services, materials and supplies, facilities maintenance and repairs, equipment and services of other departments, for fiscal year 1998-1999.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 9 - Katz, Kaufman, Leno, Teng, Yaki, Yee, Ammiano, Bierman, Brown
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981874

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981874 continued...

FILE NO. 981875
(Government Funding)

ORDINANCE NO. 378-98
RO#98042
SA#10

APPROPRIATING $389,513, AND RESCINDING $119,762 FROM OVERHEAD-BUDGET AND $137,045 FROM PROFESSIONAL SERVICES TO PROVIDE FUNDS FOR SALARIES, FRINGE BENEFITS, EQUIPMENT, SERVICES OF OTHER DEPARTMENTS AND THE CREATION OF ONE (1) POSITION FOR THE DEPARTMENT OF JUVENILE PROBATION FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
1G-AGF-ACP	JUVAA	AKC	
Gen. Fnd Cont. Pr.	Juvenile Probation - General	Juvenile Probation Services	
Funding Sources			
Project			
PJV022-01	TANF Program		
400-48999 (120055)	Other State Grants & Subventions	$132,706	
020-02000 (120055)	Overhead-Budget	$119,762	
021-02700 (120055)	Professional and Specialized Services	$137,045	
Funding Uses			
Project			
PJV022-01	TANF Program		
001-00101 (120055)	Permanent Salaries		$29,970
001-01900 (120055)	Fringe Benefits		$8,351
060-06000 (120055)	Equipment		$21,192
081-081CY (120055)	Services of Other Dept.-Children, Youth and Families		$300,000
081-081M2	Services of Other Dept.-Mayor's Youthworks		$6,000
081-081AP (120055)	Services of Other Dept.-Adult Probation		$24,000
	Total	$389,513	$389,513

Section 2. Funds are appropriated for the addition of One (1) position by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 98-1882) as follows.

Class No.	Classification Title	Rate	Number of Position Created
Program: AKC - Probation Services			
Index Code: 120055; Sub-Object: 001-00101			
1372 LT	Special Assistant XIII	2395B2910	1

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY: _____

DEPARTMENT OF HUMAN RESOURCES

BY: _____
ANDREA R. GOURDINE, DIRECTOR

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City and County of San Francisco
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Ordinance

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File Number: 981875 **Date Passed:**

Ordinance appropriating $389,513, and rescinding $119,762, from Overhead-Budget and $137,045 from Professional Services to provide funds for salaries, fringe benefits, equipment, services of other departments and the creation of one (1) position for the Department of Juvenile Probation for fiscal year 1998-1999.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981875

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981875 continued...

FILE NO. 981882 ORDINANCE NO. 379-98

PUBLIC EMPLOYMENT SAL. ORD. AMEND. NO. 3

AMENDING ORDINANCE NO. 243-98 (ANNUAL SALARY ORDINANCE, 1998/99) REFLECTING THE CREATION OF ONE POSITION AT THE JUVENILE PROBATION DEPARTMENT.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 243-98 (Annual Salary Ordinance, 1998/99) are hereby amended so that the same shall read as follows:

Department: JUV Juvenile Probation
Program: AKC Probation Services
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

Amendment	No. Pos.	Class and Item No.	Compensation Schedule
1.00 Added	1.00	1372 ~~H~~ L Special Assistant ~~XVIII~~ XIII ..... SC	$2395B2910

APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES

HUMAN RESOURCES DIRECTOR

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: DEPUTY CITY ATTORNEY

NO. 3

BOARD OF SUPERVISORS

City and County of San Francisco
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

Tails

Ordinance

File Number: 981882 **Date Passed:**

Ordinance amending Ordinance No. 243-98 (Annual Salary Ordinance, 1998-1999), Juvenile Probation Department, reflecting the creation of one position (Class 1372 Special Assistant XIII)

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981882

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981882 continued...

FILE NO. 981896 ORDINANCE NO. 380-98

[Competitive Bidding And Prevailing Wage Exemption]

WAIVING COMPETITIVE BID REQUIREMENTS AND PREVAILING WAGE REQUIREMENTS FOR THE RECREATION AND PARK COMMISSION'S AWARD OF CONTRACT TO THE SAN FRANCISCO CONSERVATION CORPS FOR RENOVATION OF PLAY AREA AT ROLPH PLAYGROUND AT POTRERO AVENUE AND CESAR CHAVEZ STREET

Be it ordained by the People of the City and County of San Francisco:

Section 1. **FINDINGS SUPPORTING WAIVER OF COMPETITIVE BID REQUIREMENTS AND PREVAILING WAGE REQUIREMENTS IN AWARD OF CONTRACT FOR RENOVATION OF PLAY AREA AT ROLPH PLAGROUND AT POTRERO AVENUE AND CESAR CHAVEZ STREET.**

The Board of Supervisors of the City and County of San Francisco makes the following findings:

1. The San Francisco Conservation Corps is a non-profit organization that serves the public interest by providing job training and work experience for disadvantaged individuals in need of such training and work experience and has a Board of Directors appointed by the Mayor.

2. Policies and programs that enhance the skills of disadvantaged individuals will best serve the public interest because the development of such individuals will have a significant positive impact on the economic health of the City.

3. The Recreation and Park Department wishes to award one contract for the renovation of the play area at Rolph Playground to the San Francisco Conservation Corps without a competitive bid even though the expenditure involved in such contract exceeds $50,000.

Supervisor Medina
BOARD OF SUPERVISORS
SUPERVISORS

4. Waiver of competitive bid requirements in the award of the contract for renovation of the play area at Rolph Playground would serve the public interest of providing training and work experience for disadvantaged individuals.

5. Without a waiver of competitive bid requirements, the San Francisco Conservation Corps would be unable to compete for and win award of the contract.

Section 2. **EXEMPTION.** The contract for the renovation of the play area at Rolph Playground shall be exempt from the competitive bidding requirements of Chapter 6 of the San Francisco Administrative Code, and may be awarded to the San Francisco Conservation Corps.

Section 3. **EXEMPTION.** Under Charter Section A7.204(b), for purposes of the contract for the renovation of the play area at Rolf Playground, the San Francisco Conservation Corps shall be exempt from the Charter's prevailing wage requirements.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: Mariam M. Morley
Mariam M. Morley
Deputy City Attorney

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City and County of San Francisco

Tails

Ordinance

File Number: 981896 **Date Passed:**

Ordinance waiving competitive bid requirements and prevailing wage requirements for the Recreation and Park Commission's award of contract to the San Francisco Conservation Corps for renovation of play area at Rolph Playground at Potrero Avenue and Cesar Chavez Street.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent. 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981896

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981896 continued...

FILE NO. 981910 ORDINANCE NO. 381-98

RO#98048

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF **WILLIAM FAZIO** AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $45,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "**WILLIAM FAZIO, et al., v. City and County of San Francisco, et al.**, United States District Court No. C95-1995 WHO by the payment of $45,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

Joanne Hoyer for PJM
PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

DISTRICT ATTORNEY'S OFFICE

TERENCE HALLINAN
District Attorney

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

1G-AGF-AAA 97-09-04
975020 05311 $45,000.00

NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981910 Date Passed:

Ordinance authorizing settlement of litigation of William Fazio against the City and County of San Francisco by payment of $45,000.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981910

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998

Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981911 ORDINANCE NO. 382-98

RO#98049

[SETTLEMENT OF LAWSUIT]

AUTHORIZING SETTLEMENT OF LITIGATION OF GLORIA FRANCESCA DODD AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $175,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "GLORIA FRANCESCA DODD V. CITY AND COUNTY OF SAN FRANCISCO, United States District Court No. C96-3633," by the payment of $175,000.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

Joanne Hoyer FOR
PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:
SHERIFF DEPARTMENT

MICHAEL HENNESSEY
Sheriff

FUNDS AVAILABLE:

CONTROLLER

1G-AGF-AAA 97-09-06
975021 05311 $175,000.00

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Page 1
9/14/98

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981911 Date Passed:

Ordinance authorizing settlement of litigation of Gloria Francesca Dodd against the City and County of San Francisco by payment of $175,000.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

City and County of San Francisco 1 Printed at 9:18 AM on 12/15/98

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File No. 981911

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981970 ORDINANCE NO. 383-98

[Civic Center Plaza Improvement]

AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO INSTALL AN INTERIM LIGHTING PROJECT AT CIVIC CENTER PLAZA WITH THE USE OF CITY FORCES

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Department of Public Works is hereby authorized to install an interim lighting project at the Plaza at Civic Center with the use of City forces. The requirements of Administrative Code section 6.05, regarding competitive bidding of contracts in excess of $50,000.00, shall not apply to this work.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: George K. Wong
GEORGE K. WONG
Deputy City Attorney

Supervisors Brown, Bierman

City and County of San Francisco
Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

Tails

Ordinance

File Number: 981970 **Date Passed:**

Ordinance authorizing the Department of Public Works to install an interim lighting project at Civic Center Plaza with the use of City forces

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

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File No. 981970

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 1 8 1998
Date Approved

Mayor Willie L. Brown Jr.

Govt Information Ctr
Clerk's Office Mail Slot

File No. 981970 continued...

FILE NO. 98-0335 11/19/98 ORDINANCE NO. 384-98

[24th Street-Noe Valley Neighborhood Commercial District]

AMENDING PART II, CHAPTER II OF THE SAN FRANCISCO MUNICIPAL CODE (CITY PLANNING CODE) BY AMENDING SECTION 728.40 TO PROHIBIT RETAIL COFFEE STORES AND ACCESSORY TAKE-OUT FOOD SERVICE USE ASSOCIATED WITH THESE STORES OR SPECIALTY GROCERIES IN THE 24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT; AMENDING SECTION 728 BY ADDING A NEW TABLE TO DESCRIBE THIS PROHIBITION; AMENDING SECTION 703.2 TO CROSS-REFERENCE THE PROHIBITION ON ACCESSORY TAKE-OUT FOOD SERVICE USE; AND ADOPTING FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. **Findings**. (a) **General Findings**.

(1) The 24th Street-Noe Valley Neighborhood Commercial District (the "Noe Valley NCD"), as defined in the San Francisco Municipal Code Part II, Chapter II (Planning Code) Section 728.1, is a day-time oriented, multi-purpose commercial district that provides a mixture of convenience and comparison shopping goods and services to a predominantly local market.

(2) The Noe Valley NCD has witnessed the recent addition of coffee retail stores (as defined in Planning Code Section 790.102(n)) and accessory take-out food service use (pursuant to Section 703.2(b)(1)(C) and as defined in Planning Code Section 790.122). Coffee retail stores and accessory take-out food service uses are permitted in this district without public review, and there is public concern that these uses may adversely impact Noe Valley NCD's existing small scale, mixed-use neighborhood commercial character. While the overall total of the various food service uses has remained generally the same since the Noe

Valley NCD was created in the mid-1980s, the number of such uses in the Noe Valley NCD exceeds the density for food services recommended for Neighborhood Commercial Districts by the Commerce and Industry element of the General Plan. Further, the number of food service uses in the Noe Valley NCD has presented an apparent conflict with the ban on additional establishments dedicated to ready-to-eat food service that was intended when the Noe Valley NCD controls were first enacted on a permanent basis.

(3) On April 17, 1996, the City and County of San Francisco adopted Resolution No. 334-96, on file with the Clerk of the Board of Supervisors in File No. 111-96-1, to prohibit for 18 months the establishment of new specialty grocery and retail coffee stores and associated accessory take-out food service in order to study problems generated by such uses in the Noe Valley NCD.

(4) This action is necessary to maintain the variety and mix of retail sales and services in the Noe Valley NCD and the character of the Noe Valley NCD.

(b) **Priority Policy Findings**. Pursuant to Section 101.1 of the Planning Code, the Board of Supervisors makes the following findings:

(1) The proposed legislation is consistent with Priority Policy 1 in that it will create greater regulatory control over the concentration of certain uses within the Noe Valley NCD, and therefore, preserve and enhance the existing neighborhood-serving uses and enhance future opportunities for resident employment and the ownership of other neighborhood-serving business.

(2) The proposed legislation is consistent with Priority Policy 2 in that it has no adverse effect on existing housing and will help to preserve the character of the neighborhood.

(3) The proposed legislation is consistent with Priority Policy 3 in that it has no effect on the City's current or future supply of affordable housing.

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(4) The proposed legislation is consistent with Priority Policy 4 in that it has no negative impact on commuter traffic or neighborhood parking because it prohibits traffic generating uses which were permitted for a building's 1st floor and conditionally authorized for a building's 2nd floor.

(5) The proposed legislation is consistent with Priority Policy 5 in that it does not involve commercial office development, which may displace any industrial or service sector employment, and will enhance the viability of existing neighborhood-serving establishments, thereby enhancing future opportunities for resident employment and ownership.

(6) The proposed legislation is consistent with Priority Policy 6 in that it will not adversely affect the City's ability to achieve earthquake preparedness to protect against injury and loss of life in an earthquake.

(7) The proposed legislation is consistent with Priority Policy 7 in that it will not affect any landmarks or historic buildings.

(8) The proposed legislation is consistent with Priority Policy 8 in that it has no effect on parks and open space and their access to sunlight and vistas.

Section 2. The San Francisco Municipal Code Part II, Chapter II (Planning Code), is amended by amending Section 728.40, as set forth in the "**24th Street-Noe Valley Neighborhood Commercial District Zoning Control Table**," by adding the symbol "#" after the "P" and "C" where they appear under the "**Controls by Story**" column.

Section 3. The San Francisco Municipal Code Part II, Chapter II (Planning Code), is amended by amending Section 728 to add a new Table entitled "**SPECIFIC PROVISIONS FOR THE 24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT**" following the Table entitled "**24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT ZONING CONTROL TABLE.**" This new table shall read as follows:

SPECIFIC PROVISIONS FOR THE
24TH STREET-NOE VALLEY NEIGHBORHOOD COMMERCIAL DISTRICT

Article 7 Code Section	Other Code Section	Zoning Controls
§ 728.40	§ 790.102(b) and (n) § 703.2(b)(1)(C)	24TH STREET-NOE VALLEY SPECIALTY RETAIL USES

Boundaries: Only the area within the 24th Street-Noe Valley Neighborhood Commercial District. The controls shall not apply to NC-1 Districts or non-conforming uses within 1/4 mile of this District as set forth in Code §§ 710.10 and 186.

Controls: Retail coffee stores, as defined in Code § 790.102(n), are prohibited. Retail coffee stores and specialty groceries, defined in Code § 790.102(b), are prohibited from establishing accessory take-out food service use pursuant to Code § 703.2(b)(1)(C).

Section 4. The San Francisco Municipal Code Part II, Chapter II (Planning Code), is amended by amending Section 703.2 to read as follows:

SEC. 703.2. USES PERMITTED IN NEIGHBORHOOD COMMERCIAL DISTRICTS.

A use is the specific purpose for which a property or building is used, occupied, maintained, or leased. Whether or not a use is permitted in a specific district is set forth or summarized and cross-referenced in Sections 710.1 through 730.95 of this Code for each district class.

(a) **Use Categories**. The uses, functions, or activities, which are permitted in each Neighborhood Commercial District class include those listed below by zoning control category and number and cross-referenced to the Code Section containing the definition.

No.	Zoning Control Categories for Uses	Section Number of Use Definition
.24	Outdoor Activity Area	§ 790.70
.25	Drive-up Facility	§ 790.30
.26	Walk-up Facility	§ 790.140
.27	Hours of Operation	§ 790.48
.38	Residential Conversion	§ 790.84
.39	Residential Demolition	§ 790.86
.40	Other Retail Sales and Services	§ 790.102
.41	Bar	§ 790.22
.42	Full-service Restaurant	§ 790.92
.43	Large Fast-food Restaurant	§ 790.90
.44	Small Self-Service Restaurant	§ 790.91
.46	Movie Theater	§ 790.64
.47	Adult Entertainment	§ 790.36
.48	Other Entertainment	§ 790.38
.49	Financial Service	§ 790.110
.50	Limited Financial Service	§ 790.112
.51	Medical Service	§ 790.114
.52	Personal Service	§ 790.116

.53	Business or Professional Service	§ 790.108
.54	Massage Establishment	§ 790.60
.55	Tourist Hotel	§ 790.46
.56	Automobile Parking	§ 790.8
.57	Automotive Gas Station	§ 790.14
.58	Automotive Service Station	§ 790.17
.59	Automotive Repair	§ 790.15
.60	Automotive Wash	§ 790.18
.61	Automobile Sale or Rental	§ 790.12
.62	Animal Hospital	§ 790.6
.63	Ambulance Service	§ 790.2
.64	Mortuary	§ 790.62
.65	Trade Shop	§ 790.124
.66	Storage	§ 790.117
.70	Administrative Service	§ 790.106
.80	Hospital or Medical Center	§ 790.44
.81	Other Institutions, Large	§ 790.50
.82	Other Institutions, Small	§ 790.51
.83	Public Use	§ 790.80
.90	Residential Use	§ 790.88
.95	Community Residential Parking	§ 790.10

(b) **Use Limitations**. The uses permitted in Neighborhood Commercial Districts are either principal, conditional, accessory, or temporary uses as stated in this Section, and include those uses set forth or summarized and cross-referenced in the zoning control

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categories as listed in Paragraph (a) in Sections 710.1 through 729.95 of this Code for each district class.

(1) **Permitted Uses**. All permitted uses shall be conducted within an enclosed building in Neighborhood Commercial Districts, unless otherwise specifically allowed in this Code. Exceptions from this requirement are: uses which, when located outside of a building, qualify as an outdoor activity area, as defined in Section 790.70 of this Code; accessory off-street parking and loading and other uses listed below which function primarily as open-air uses, or which may be appropriate if located on an open lot, outside a building, or within a partially enclosed building, subject to other limitations of this Article 7 and other sections of this Code.

No.	Zoning Control Category
.56	Automobile Parking
.57	Automotive Gas Station
.58	Automotive Service Station
.60	Automotive Wash
.61	Automobile Sale or Rental
.81	Other Institutions, Large (selected)
.83	Public Use (selected)
.95	Community Residential Parking

If there are two or more uses in a structure and none is classified below under Section 703.2(b)(1)(C) of this Code as accessory, then each of these uses will be considered separately as independent principal, conditional or temporary uses.

(A) **Principal Uses**. Principal uses are permitted as of right in a Neighborhood Commercial District, when so indicated in Sections 710.1 through 729.95 of this Code for each district class.

(B) **Conditional Uses**. Conditional uses are permitted in a Neighborhood Commercial District when authorized by the Planning Commission; whether a use is conditional in a given district is indicated in Sections 710.10 through 729.95. An establishment which sells beer or wine with motor vehicle fuel is a conditional use, and shall be governed by Section 229. Conditional uses are subject to the provisions set forth in Sections 178, 179, and 316 through 316.8 of this Code.

(C) **Accessory Uses**. Except as prohibited in Section 728 and subject ((Subject)) to the limitations set forth below and in Sections 204.1 (Accessory Uses for Dwelling Units in R and NC Districts), 204.4 (Dwelling Units Accessory to Other Uses), and 204.5 (Parking and Loading as Accessory Uses) of this Code, a related minor use which is either necessary to the operation or enjoyment of a lawful principal use or conditional use, or is appropriate, incidental and subordinate to any such use, shall be permitted as an accessory use when located on the same lot. Any use which does not qualify as an accessory use shall be classified as a principal or conditional use, unless it qualifies as a temporary use under Sections 205 through 205.2 of this Code.

No use will be considered accessory to a permitted principal or conditional use which involves or requires any of the following:

(i) The use of more than 1/3 of the total floor area occupied by such use and the principal or conditional use to which it is accessory, except in the case of accessory off-street parking and loading;

(ii) Any bar, restaurant, other entertainment, or any retail establishment which serves liquor for consumption on-site;

(iii) Any take-out food use, as defined in Section 790.122, except for a take-out food use which occupies 100 square feet or less (including the area devoted to food preparation and service and excluding storage and waiting areas) in a ((retail)) general grocery or specialty ((food)) grocery store;

(iv) Any take-out food use, as defined in Section 790.122, except for a take-out food use operating as a minor and incidental use within a full-service restaurant;

(v) The wholesaling, manufacturing or processing of foods, goods, or commodities on the premises of an establishment which does not also use or provide for primarily retail sale such foods, goods or commodities at the same location where such wholesaling, manufacturing or processing takes place.

The foregoing rules shall not prohibit take-out food activity which operates in conjunction with a fast-food restaurant or a self-service restaurant. A fast-food restaurant or a self-service restaurant, by definition, includes take-out food as an accessory and necessary part of its operation.

(D) **Temporary Uses**. Temporary uses are permitted uses, subject to the provisions set forth in Section 205 of this Code.

(2) **Not Permitted Uses**.

(A) Uses which are not specifically listed in this Article are not permitted unless they qualify as a nonconforming use pursuant to Sections 180 through 186.1 of this Code or are determined by the Zoning Administrator to be permitted uses in accordance with Section 307(a) of this Code.

(B) No use, even though listed as a permitted use, shall be permitted in a Neighborhood Commercial District which, by reason of its nature or manner of operation, creates conditions that are hazardous, noxious, or offensive through the emission of odor,

fumes, smoke, cinders, dust, gas, vibration, glare, refuse, water-carried waste, or excessive noise.

(C) The establishment of a use that sells alcoholic beverages, other than beer and wine, concurrent with motor vehicle fuel is prohibited, and shall be governed by Section 229.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: John D. Malamut
John D. Malamut
Deputy City Attorney

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401 Van Ness Avenue Room 308
San Francisco CA 94102-4532

City and County of San Francisco

Tails

Ordinance

File Number: 980335 **Date Passed:**

Ordinance amending Planning Code Section 728.40 to prohibit retail coffee stores and accessory take-out food service use associated with these stores or specialty groceries in the 24th Street-Noe Valley Neighborhood Commercial District; amending Section 728 by adding a new table to describe this prohibition, amending Section 703.2 to cross-reference the prohibition on accessory take-out food service use; and adopting findings pursuant to City Planning Code Section 101.1.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 980335

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 98-1084 ORDINANCE NO. 385-98

[Prohibiting Use of Coasters, Roller Skates, and Skateboards on Terra Vista Avenue]

AMENDING PART II, CHAPTER XI, OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE), BY AMENDING SECTION 100 TO PROHIBIT THE USE OF COASTERS, ROLLER SKATES, SKATEBOARDS AND SIMILAR DEVICES, ON PORTIONS OF THE SIDEWALK OF TERRA VISTA AVENUE AND TO ESTABLISH PENALTIES FOR VIOLATION OF THE SECTION.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Section 100 the San Francisco Municipal Code is hereby amended to read as follows:

SEC. 100. COASTERS, ROLLER SKATES, SKATEBOARDS AND SIMILAR DEVICES, USE OF, RESTRICTIONS. (a) It shall be unlawful for any person upon roller skates or riding in or by means of any coaster, skateboard, toy vehicle or other similar device to ((go)) travel upon any sidewalk in any business district within the City and County of San Francisco (( )) or upon any roadway within the City and County of San Francisco.

(b) It shall be unlawful for any person to operate or ride in or upon a roller skate or skates, coaster, skateboard, toy vehicle or other similar device upon any ((roadway or)) sidewalk in any business district within the City and County between the period commencing 1/2-hour after sunset and 1/2-hour before sunrise.

(c) It shall be unlawful for any person to operate or ride in or upon a roller skate or skates, coaster, skateboard, toy vehicle or other similar device upon any sidewalk on Terra Vista Avenue between St. Joseph's Avenue and Encanto Avenue.

(((c))) (d) Any person upon roller skates or riding in or by means of any coaster, skateboard, toy vehicle or other similar device upon any roadway or sidewalk shall yield the right-of-way to any pedestrian crossing the roadway within any marked crosswalk or within

any unmarked crosswalk at an intersection and shall also yield the right-of-way to any pedestrian approaching on any sidewalk.

(((d))) (e) ((At)) Any person upon roller skates or riding in or by means of any coaster, skateboard, toy vehicle or other similar device upon any roadway shall yield the right-of-way to any vehicle approaching upon the roadway.

(f) Any person convicted of willfully violating this ordinance is guilty of an infraction punishable by a fine not exceeding $100.00 and/or required to perform community service for a total time not to exceed 20 hours over a period not to exceed 30 days, during times other than his or her hours of school attendance or employment. Each violation of this section shall constitute a separate offense and shall be an infraction.

(g) Notwithstanding any other provision of this Code, when a person under the age of 18 is charged with an infraction, a petition setting forth the violation shall be filed with the Juvenile Court pursuant to Sections 256, *et seq.*, and 602 *et seq.* of Welfare and Institutions Code.

(h) This section shall be construed so as not to conflict with applicable federal or state laws, rules or regulations. Nothing in this section shall authorize any City agency or department to impose any duties or obligations in conflict with limitations on municipal authority established by state or federal law at the time such agency or department action is taken.

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In the event that a court or agency of competent jurisdiction holds that state or federal law invalidates any clause, sentence, paragraph or section of this section or the application thereof to any person, or circumstances, it is the intent of the Board of Supervisors that the court or agency sever such clause, sentence, paragraph or section so that the remainder of this section shall remain in effect.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
Deputy City Attorney

SUPERVISOR BROWN

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

City and County of San Francisco

Tails

Ordinance

File Number: 981084 **Date Passed:**

Ordinance amending Traffic Code Section 100 to prohibit the use of coasters, roller skates, skateboards and similar devices on portions of the sidewalk of Terra Vista Avenue to establish penalties for violation of the section.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 9 - Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Teng, Yaki
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

File No. 981084

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr

File No. 981084 continued...

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FILE NO. 98-1707 ORDINANCE NO. 386-98

[AUTHORITY TO SELL GIFT CERTIFICATES FOR PAYMENT FOR PARKING AT CITY GARAGES]

AMENDING SECTION 2A.180 OF THE SAN FRANCISCO ADMINISTRATIVE CODE TO GRANT AUTHORITY TO THE DEPARTMENT OF PARKING AND TRAFFIC TO SELL GIFT CERTIFICATES FOR PAYMENT FOR PARKING AT CITY GARAGES.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article X of the San Francisco Administrative Code is hereby amended by amending Section 2A.180, to read as follows:

SEC. 2A.180. DEPARTMENT OF PARKING AND TRAFFIC—FUNCTIONS AND DUTIES. (a) The Department of Parking and Traffic shall be responsible for the day to day operation of the affairs placed under its jurisdiction, including but not limited to the following functions and operations:

(1) Traffic signal maintenance;

(2) Sign shops;

(3) Authorization and administration of colored curb marking;

(4) Enforcement of parking and traffic regulations;

(5) Establishment, enforcement and administration of residential parking permit zones;

(6) Meter planning, collection, coin counting and maintenance;

(7) Off-street parking except at airports;

(8) Parking ticket enforcement, parking control officers, parking offense towing, scofflaw programs, the sale of gift certificates for the payment for parking at City garages, the maintenance of information on the issuance and disposition of parking citations and maintenance of liaison with the municipal court;

Supervisors Kaufman, Teng, Newsom

(9) Administration of the Interdepartmental Committee on Traffic and Transportation.

(b) The Department of Parking and Traffic shall have powers and duties relating to street traffic, subject to the laws relating thereto, as follows:

(1) To cooperate with and assist the Police Department in the promotion of traffic safety education;

(2) To receive, study and give prompt attention to complaints relating to street design or traffic devices or the absence thereof;

(3) To collect, compile, analyze and interpret traffic and parking data and to analyze and interpret traffic accident information;

(4) To engage in traffic research and traffic planning; and

(5) To cooperate for the best performance of these functions with any department and agency of the City and County and State as may be necessary.

(c) The department shall submit to the Traffic Bureau of the Police Department, for its review and recommendation, all proposed plans relating to street traffic-control devices; provided, however, that the Bureau may waive submission and review of plans and particular devices designated by it. Failure of the said Traffic Bureau to submit to the Department its recommendation on any proposed plan within 15 days after receipt shall be considered an automatic approval of said Traffic Bureau. The Department shall not, with respect to any traffic- control devices, implement such plan until the recommendation of the Traffic Bureau has been reviewed or until the 15-day period has elapsed.

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Recommended:

Executive Director
Department of Parking & Traffic

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: _____
JOHN I. KENNEDY
Deputy City Attorney

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981707 **Date Passed:**

Ordinance amending Administrative Code by amending Section 2A.180 to grant authority to the Department of Parking and Traffic to sell gift certificates for payment for parking at city garages.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

File No. 981707

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981707 continued...

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FILE NO. 98-1745 ORDINANCE NO. 387-98

[Sunshine Ordinance Task Force Membership]

AMENDING ARTICLE IV, CHAPTER 67, PART I OF THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE), BY AMENDING SECTION 67.30 TO ADD TWO MEMBERS TO THE SUNSHINE ORDINANCE TASK FORCE, ONE MEMBER BEING A JOURNALIST FROM THE MINORITY PRESS OR ELECTRONIC MEDIA AND ONE MEMBER BEING AN ADDITIONAL MEMBER OF THE PUBLIC WHO HAS DEMONSTRATED INTEREST IN OR HAS EXPERIENCE IN THE ISSUES OF CITIZEN ACCESS AND PARTICIPATION IN LOCAL GOVERNMENT.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article IV, Chapter 67 of the San Francisco Administrative Code is hereby amended by amending Section 67.30(a), to read as follows:

Section 67.30. THE SUNSHINE ORDINANCE TASK FORCE. (a) There is hereby established a task force to be known as the Sunshine Ordinance Task Force consisting of ((eleven)) thirteen voting members appointed by the Board of Supervisors. Two members shall be appointed from individuals whose names have been submitted by the local chapter of the Society of Professional Journalists, one of whom shall be an attorney and one of whom shall be a local journalist. One member shall be appointed from the press or electronic media who has an interest in the issues of citizen access and participation in local government. One member shall be appointed from individuals whose names have been submitted by the local chapter of the League of Women Voters. One member shall be a journalist from the minority press or electronic media. ((Five)) Six members shall be members of the public who have demonstrated interest in or have experience in the issues of citizen access and participation in local government. Two members shall be members of the public experienced in consumer advocacy. At all times the Task Force shall include at least one member who shall be a member of the public who is disabled and who has demonstrated interest in citizen access and participation in local government. The Mayor and his or her designee, and the Clerk of the Board of Supervisors and his or her designee, shall serve as nonvoting members of the Task Force. The City Attorney shall serve as legal advisor to the Task Force.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: Susan L Frankel
SUSAN L. FRANKEL
Deputy City Attorney

SUPERVISOR BROWN
BOARD OF SUPERVISORS

SUPERVISOR BROWN
BOARD OF SUPERVISORS

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Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981745 **Date Passed:**

Ordinance amending Administrative Code by amending Section 67.30 to add two members to the Sunshine Ordinance Task Force, one member being a journalist from the minority press or electronic media and one member being an additional member of the public who has demonstrated interest in or has experience in the issues of citizen access and participation in local government

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981745

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981745 continued...

FILE NO. 981795 ORDINANCE NO. 388-98

[Underground District]

CREATING UNDERGROUND DISTRICT NO. 341 IN SPOFFORD ALLEY AND JOHN STREET AREA.

NOTE: This entire Section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the provisions of Section 901, et seq. of Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 341

(Spofford Alley and John Street)

District covering Spofford Alley (all) and John Street (all).

Section 2. The undergrounding of facilities within this underground district is in the general public interest in that said action will eliminate a heavy concentration of overhead wires and is being done in conjunction with other public improvements.

Supervisor Teng

BOARD OF SUPERVISORS

Section 3. All work in connection with the undergrounding of facilities lying within this underground district and subject to the laws with reference to underground districts is to be completed in accordance with the Department of Public Works' program; provided, however, that said work shall be commenced at such time or according to such priority as the Department of Public Works has established. The Board further requests that all of the work done in connection with the undergrounding authorized by this legislation be performed concurrent with, or just prior to the commencement of other alleyway work scheduled to be performed in these alleyways in 1999.

12/3/98 grh

Section 4. The Board hereby requests that the utility companies providing the undergrounding of facilities within this underground district pay for up to 100 feet of each underground service lateral occasioned by the undergrounding.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

by: Judith A. Boyajian
Deputy City Attorney

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director of Engineering
and City Engineer

J:\Underground\Chinatown Alleys\SpofJohnLeg.doc

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Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981795 **Date Passed:**

Ordinance creating Underground District No 341 in Spofford Alley and John Street Area

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981795

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981795 continued...

FILE NO. 981810 ORDINANCE NO. 389-98

[New Jobs Tax Credit Expansion]

AMENDING MUNICIPAL CODE PART III, ARTICLE 12-A, SECTION 906B AND PART III, ARTICLE 12-B, SECTION 1005.6 TO ADD TWO ADDITIONAL YEARS OF TAX CREDITS FOR NEW JOBS CREATED ON OR AFTER JANUARY 1, 1998.

Note: Additions are underlined; deletions are in ((double parentheses)). OR This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Municipal Code, Part III, Article 12-A, Section 906B is Amended to read as follows:

SEC. 906B. NEW JOBS TAX CREDIT. (a) Purpose. The purpose of this provision is to increase the number of permanent job (which in no case shall be a job lasting less than two years) within the City and County of San Francisco by providing an incentive for businesses to create or relocate jobs in San Francisco that otherwise would be situated elsewhere. The Board of Supervisors encourages business to consider the placement of San Francisco residents in jobs which are created or relocated and which result in tax credits as provided in this Section.

(b) **General Rule.**

(1) Any business, as defined in Section 902.2 of Part III of the Municipal Code, shall be allowed a credit against the Payroll Expense Tax for each new job created on or after July 1, 1993; however, in no event shall the tax credit reduce a taxpayer's liability for such tax to less than zero. Each taxpayer claiming the tax credit shall file with the Tax Collector, on a form prescribed by the Tax Collector, an affidavit under penalty of perjury attesting to the facts required by the Tax Collector to establish the taxpayer's entitlement to the tax credit consistent with this Section and regulations adopted by the Tax Collector.

SUPERVISOR KAUFMAN , KATZ, LENO, TENG, NEWSOM
BOARD OF SUPERVISORS

(2) No business shall be allowed a credit under this Section for any job which previously had been performed in San Francisco for a predecessor employer.

(c) **Amount of Credit.**

(1) For purposes of this Section, the amount of the new jobs tax credit for any given year, subject to the conditions below, shall be a percentage of the additional Payroll Expense Tax that otherwise would be due (assuming for this purpose that the Business Tax does not apply) for a individual hired after July 1, 1993 and prior to January 1, 1998 for a job qualifying for the credit based on the employee's duration of employment as follow:

Duration of Employment	Tax Credit
First 12 months	100%
Second 12 months	50%

For an individual hired on or after January 1, 1998 for a job qualifying for the credit the credit shall be as follows:

Duration of Employment	Tax Credit
First 24 months	100%
Next 24 months	50%

(2) For purposes of this Section, "base year liability" for any given tax year shall be the employer's highest Payroll Tax liability (exclusive of any credits granted under this provision) for any prior year from 1992 on.

(3) No credit shall be allowed for any first year of employment to the extent that such credit would reduce the employer's Payroll Tax Expense liability below that employer's base year liability.

(4) No credit shall be allowed for any second year of employment to the extent that such credit for second year employment and any credits for first year of employment would reduce the employer's Payroll Tax Expense liability below the employer's previous base year liability.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

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(5) No credit shall be allowed for any third or fourth year of employment to the extent that such credit for third or fourth year employment and any credits for first and second year of employment would reduce the employer's Payroll Tax Expense liability below the employer's previous base year liability.

((5)) (6) For purposes of this limitation, it shall be presumed that the employer is liable for the Payroll Expense Tax, regardless of the Business Tax.

(d) **Small Business Tax Exemption**. If after the new jobs tax credit the net tax does not exceed $2,500, and the taxpayer is a "small business enterprise" as defined in Section 905-A of this Part, the taxpayer shall be exempt from taxation under this ordinance.

(e) **Regulations**. The Tax Collector is directed to adopt and promulgate and to enforce rules and regulations relating to the application of this Section including provisions which provide penalties due to fraud, any underpayment of tax, or an intent to evade this ordinance or authorized rules and regulations. The Board of Review shall approve, modify or disapprove the rules and regulations prescribed by the Tax Collector pursuant to this ordinance. Any rules and regulations adopted by the Tax Collector shall also be approved by the City Attorney, and further provided that any modifications determined by the Board of Review shall be approved as to legal form by the City Attorney. The rules and regulations shall become effective 30 days after receipt by the Clerk of the Board, unless the Board of Supervisors disapproves or modifies the regulations. The Board of Supervisors' determination to modify or disapprove a rule or regulation submitted by the Tax collector pursuant to this ordinance shall not impair the ability of the Tax Collector to submit the same or a similar rule or regulation to the Board of Supervisors if the Tax Collector determines it is necessary to effectuate the purpose of this ordinance.

(f) **Report on Effect of Tax Credit**. The Tax collector shall submit a report to the Board of Supervisors on May 31, 1994, and every year thereafter for which the tax credit is

available, which evaluates the effect of the tax credit on employment and local tax revenues. The Tax Collector shall also make available to the Board of Supervisors the aggregate information of the dollar value of the new jobs tax credits claimed each year by businesses.

(g) **Expiration**. The New Job Tax Credit provided in this Section shall expire on December 31, 2002, unless the Board of Supervisors extends the credit.

Section 2. Municipal Code, Part III, Article 12-B, Section 1005.6 is Amended to read as follows:

SEC. 1005.6 NEW JOBS TAX CREDIT. (a) Purpose. The purpose of this provision is to increase the number of permanent jobs (which in no case shall be a job lasting less than two years) within the City and County of San Francisco by providing an incentive for businesses to create or relocate jobs in San Francisco that otherwise would be situated elsewhere.

(b) **General Rule.**

(1) Any business, as defined in Section 1002.1 of Part III of the Municipal Code, shall be allowed a credit against the Payroll Expense Tax for each new job created on or after July 1, 1993; however, in no event shall the tax credit reduce a taxpayer's liability for such tax to less than zero. Each taxpayer claiming the tax credit shall file with the Tax Collector, on a form prescribed by the Tax Collector, an affidavit under penalty of perjury attesting to the facts required by the Tax Collector to establish the taxpayer's entitlement to the tax credit consistent with this Section and regulations adopted by the Tax Collector.

(2) No business shall be allowed a credit under this Section for any job which previously had been performed in San Francisco for a predecessor employer.

(c) **Amount of Credit.**

(1) For purposes of this Section, the amount of the new jobs tax credit for any given year, subject to the conditions below, shall be a percentage of the additional Payroll Expense Tax that otherwise would be due (assuming for this purpose that the Business Tax does not apply) for an individual hired after July 1, 1993 and prior January 1, 1998 for a job qualifying for the credit based on the employee's duration of employment as follows:

Duration of Employment	**Tax Credit**
First 12 months	100%
Second 12 months	50%

For an individual hired on or after January 1, 1998 for a job qualifying for the credit, the credit shall be as follows:

Duration of Employment	**Tax Credit**
First 24 months	100%
Next 24 months	50%

(2) For purposes of this Section, "base year liability" for any given tax year shall be the employer's highest Payroll Tax liability (exclusive of any credits granted under this provision) for any prior year from 1992 on.

(3) No credit shall be allowed for any first year of employment to the extent that such credit would reduce the employer's Payroll Tax Expense liability below that employer's base year liability.

(4) No credit shall be allowed for any second year of employment to the extent that such credit for second year employment and any credits for first year of employment would reduce the employer's Payroll Tax Expense liability below the employer's previous base year liability.

(5) No credit shall be allowed for any third or fourth year of employment to the extent that such credit for third or fourth year employment and any credits for first and second

year of employment would reduce the employer's Payroll Tax Expense liability below the employer's previous base year liability.

((5)) (6) For purposes of this limitation, it shall be presumed that the employer is liable for the Payroll Expense Tax regardless of the Business Tax.

(d) **Small Business Tax Exemption**. If after the new jobs tax credit the net tax does not exceed $2,500, and the taxpayer is a "small business enterprise" as defined in Section 1005.3 of this Part, the taxpayer shall be exempt from taxation under this ordinance.

(e) **Special Regulations**. The Tax Collector is directed to adopt and promulgate and to enforce rules and regulations relating to the application of this Section including provisions which provide penalties due to fraud, any underpayment of tax, or an intent to evade this ordinance or authorized rules and regulations. The Board of Review, as provided for in Section 614-3 of this Code, shall approve, modify or disapprove the rules and regulations prescribed by the Tax Collector pursuant to this ordinance. Any rules and regulations adopted by the Tax Collector shall also be approved by the City Attorney, and further provided that any modifications determined by the Board of Review shall be approved as to legal form by the City Attorney. The rules and regulations shall become effective 30 days after receipt by the Clerk of the Board, unless the Board of Supervisors disapproves or modifies the regulations. The Board of Supervisors' determination to modify or disapprove a rule or regulation submitted by the Tax collector pursuant to this ordinance shall not impair the ability of the Tax Collector to submit the same or a similar rule or regulation to the Board of Supervisors if the Tax Collector determines it is necessary to effectuate the purpose of this ordinance.

(f) **Report on Effect of Tax Credit**. The Tax Collector shall submit a report to the Board of Supervisors on May 31, 1994, and every year thereafter for which the tax credit is available, which evaluates the effect of the tax credit on employment and local tax revenues

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The Tax Collector shall also make available to the Board of Supervisors the aggregate information of the dollar value of the new jobs tax credits claimed each year by businesses.

(g) **Expiration**. The New Job Tax Credit provided in this Section shall expire on December 31, 2002, unless the Board of Supervisors extends the credit.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Sandra K. Schaefer

Sandra K. Schaefer
Deputy City Attorney

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

Ordinance

File Number: 981810 **Date Passed:**

Ordinance amending Municipal Code Part III, Sections 906B and 1005.6 to add two additional years of tax credits for new jobs created on or after January 1, 1998.

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 7 - Brown, Katz, Kaufman, Leno, Teng, Yaki, Yee
Noes: 2 - Ammiano, Bierman
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 9 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee
Noes: 2 - Ammiano, Bierman

File No. 981810

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998

Date Approved

Mayor Willie L. Brown Jr.

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FILE NO. _____ ORDINANCE NO. 510-78

[Grievance Settlement Authority]

AMENDING ARTICLE II, SECTION 10.25-12 OF THE SAN FRANCISCO ADMINISTRATIVE CODE TO INCREASE THE SETTLEMENT LIMITATIONS FOR INDIVIDUAL GRIEVANCE CLAIMS TO $50,000 PER CLAIMANT AND $50,000 FOR CLASS GRIEVANCE CLAIMS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Article II, Section 10.25.12 of the San Francisco Administrative Code is hereby amended, to read as follows:

10.25.12. **SETTLEMENT OF GRIEVANCES FILED PURSUANT TO VALID MEMORANDA OF UNDERSTANDING.**

(a) Notwithstanding any other provision of the Administrative Code, the Human Resources Director is authorized to settle any pending or future grievance filed pursuant to valid memoranda of understanding in an amount not to exceed $50,000 (($10,000)) for an individual claim and $50,000 for a class claim involving multiple employees. All settlements pursuant to this section shall require the approval of the City Attorney and certification by the Controller of the existence of sufficient funds to pay the settlement in the appropriate department budget.

(b) Notwithstanding any other provision of the Administrative Code, appointing officers are authorized to settle grievances filed pursuant to valid memoranda of understanding in an amount not to exceed the equivalent of 45 days of a grieving employee's compensation. All settlements pursuant to this section shall be in accordance with the policies and procedures of the Department of Human Resources require the approval of the City Attorney and certification by the Controller of the existence of sufficient funds to pay the settlement in the appropriate department budget.

(c) The Human Resources Director shall provide the Board of Supervisors Finance Committee with a quarterly report of all final settlements.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
VICKI A. CLAYTON
Chief Labor Attorney

Supervisors Kaufman, Teng

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981811 **Date Passed:**

Ordinance amending Administrative Code Section 10.25-12 to increase the settlement limitations for individual grievance claims to $50,000 per claimant and $50,000 for class grievance claims.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

File No. 981811

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981812 ORDINANCE NO. 391-98

[SURPLUS BUSINESS TAX REVENUE CREDIT]

AMENDING ARTICLE 12-A OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE (REVENUE AND FINANCE BUSINESS REGULATIONS) BY ADDING SECTION 906E THERETO, CREATING A $500 PAYROLL EXPENSE TAX CREDIT TO TAXPAYERS FOR ANY TAXABLE YEAR ENDING WITHIN A FISCAL YEAR OF THE CITY AND COUNTY OF SAN FRANCISCO IMMEDIATELY FOLLOWING A FISCAL YEAR FOR WHICH THE CITY AND COUNTY OF SAN FRANCISCO HAS SURPLUS BUSINESS TAX REVENUE.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Article 12-A of the San Francisco Municipal Code is hereby amended by adding Section 906E thereto to read as follows:

SEC. 906E. CREDIT OF SURPLUS BUSINESS TAX REVENUE.

(a) **General Rule.** Any business, as defined in Section 902.2 of Part III of the Municipal Code, that does not qualify as a "small business enterprise" under the provisions of Section 905-A (Small Business Exemption), shall be allowed a credit against the Payroll Expense Tax for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year in which the City and County of San Francisco has Surplus Business Tax Revenue; provided, however, that in no event shall the tax credit allowable pursuant to this Section reduce a taxpayer's liability for such tax to an amount less

San Francisco has Surplus Business Tax Revenue. The Controller's determination whether the City and County of San Francisco has Surplus Business Tax Revenue shall be made on or before the first business day of September following the close of such fiscal year; provided, however, that for purposes of the 1997/1998 fiscal year, the Controller may make his or her determination on or before December 31, 1998. The Controller shall notify the Tax Collector of his or her determination.

(b) **Amount of Credit.** For purposes of this Section, the amount of the tax credit for any taxable year shall be Five Hundred Dollars ($500.00); provided, however, that in no event shall the tax credit allowable pursuant to this Section reduce a taxpayer's liability for such tax to an amount less than zero.

(c) **Definitions.** The following definitions shall apply to the terms used in this Section.

(1) For any fiscal year of the City and County of San Francisco, the City and County of San Francisco shall be deemed to have "Surplus Business Tax Revenue" if and only if the Actual Business Tax Revenue for such fiscal year exceeds the Anticipated Business Tax Revenue for such fiscal year.

(2) For any fiscal year of the City and County of San Francisco, the "Actual Business Tax Revenue" means the aggregate amount of tax revenue collected pursuant Article 12-A (Payroll Tax Ordinance) and Article 12-B (Business Tax Ordinance) of Part III of

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the San Francisco Municipal Code, ***less*** the amount of such revenue for such year allocable solely to tax rate increases in such year.

(3) For any fiscal year of the City and County of San Francisco, the "Anticipated Business Tax Revenue" is an amount equal to the ***product*** of **(i)** the Actual Business Tax Revenue for the fiscal year immediately preceding such fiscal year, multiplied by **(ii)** One Hundred Seven and One-Half Percent (107.5%).

(d) **Effective Date.** The tax credit provided by this Section shall be allowable in taxable years ending after 1997.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: George W. Putnis
George W. Putnis
Deputy City Attorney

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981812 **Date Passed:**

Ordinance amending Municipal Code Part III by adding Section 906E, creating a $500 payroll expense tax credit to taxpayers for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year for which the City and County has surplus business tax revenue

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors -- FINALLY PASSED
Ayes: 8 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee

File No. 981812

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981812 continued...

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FILE NO. 981813 ORDINANCE NO. 374-98

[SURPLUS BUSINESS TAX REVENUE CREDIT]

AMENDING ARTICLE 12-B OF PART III OF THE SAN FRANCISCO MUNICIPAL CODE (REVENUE AND FINANCE BUSINESS REGULATIONS) BY ADDING SECTION 1005.9 THERETO, CREATING A $500 BUSINESS TAX CREDIT TO TAXPAYERS FOR ANY TAXABLE YEAR ENDING WITHIN A FISCAL YEAR OF THE CITY AND COUNTY OF SAN FRANCISCO IMMEDIATELY FOLLOWING A FISCAL YEAR FOR WHICH THE CITY AND COUNTY OF SAN FRANCISCO HAS SURPLUS BUSINESS TAX REVENUE.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Article 12-B of the San Francisco Municipal Code is hereby amended by adding Section 1005.9 to read as follows:

SEC. 1005.9. CREDIT OF SURPLUS BUSINESS TAX REVENUE.

(a) **General Rule.** Any business, as defined in Section 1002.1 of Part III of the Municipal Code, that does not qualify as a "small business enterprise" under the provisions of Section 1005.3 (Small Business Exemption), shall be allowed a credit against the Business Tax for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year in which the City and County of San Francisco has Surplus Business Tax Revenue; provided, however, that in no event shall the tax credit allowable pursuant to this Section reduce a taxpayer's liability for such tax to an amount less than zero. For each fiscal year, the Controller shall determine whether the City and County of San

Francisco has Surplus Business Tax Revenue. The Controller's determination whether the City and County of San Francisco has Surplus Business Tax Revenue shall be made on or before the first business day of September following the close of such fiscal year; provided, however, that for purposes of the 1997/1998 fiscal year, the Controller may make his or her determination on or before December 31, 1998. The Controller shall notify the Tax Collector of his or her determination.

(b) **Amount of Credit.** For purposes of this Section, the amount of the tax credit for any taxable year shall be Five Hundred Dollars ($500.00); provided, however, that in no event shall the tax credit allowable pursuant to this Section reduce a taxpayer's liability for such tax to an amount less than zero.

(c) **Definitions.** The following definitions shall apply to the terms used in this Section.

(1) For any fiscal year of the City and County of San Francisco, the City and County of San Francisco shall be deemed to have "Surplus Business Tax Revenue" if and only if the Actual Business Tax Revenue for such fiscal year exceeds the Anticipated Business Tax Revenue for such fiscal year.

(2) For any fiscal year of the City and County of San Francisco, the "Actual Business Tax Revenue" means the aggregate amount of tax revenue collected pursuant Article 12-A (Payroll Tax Ordinance) and Article 12-B (Business Tax Ordinance) of Part III of the San Francisco Municipal Code, ***less*** the amount of such revenue for such year allocable solely to tax rate increases in such year.

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(3) For any fiscal year of the City and County of San Francisco, the "Anticipated Business Tax Revenue" is an amount equal to the ***product*** of **(i)** the Actual Business Tax Revenue for the fiscal year immediately preceding such fiscal year, multiplied by **(ii)** One Hundred Seven and One-Half Percent (107.5%).

(d) **Effective Date.** The tax credit provided by this Section shall be allowable in taxable years ending after 1997.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
George W. Putris
Deputy City Attorney

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Ordinance

Veterans Building
401 Van Ness Avenue, Room 308
San Francisco, CA 94102-4532

File Number: 981813 **Date Passed:**

Ordinance amending Municipal Code Part III by adding Section 1005.9, creating a $500 business tax credit to taxpayers for any taxable year ending within a fiscal year of the City and County of San Francisco immediately following a fiscal year for which the City and County has surplus business tax revenue

December 7, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 6 - Brown, Katz, Kaufman, Leno, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee
Absent: 2 - Medina, Newsom

December 14, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 8 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee

File No. 981813

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 14, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

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FILE NO. 981848 ORDINANCE NO. 393-98

[Assessment Appeals Board Membership]

AMENDING CHAPTER 2B OF THE SAN FRANCISCO ADMINISTRATIVE CODE BY AMENDING SECTIONS 2B.1 THROUGH 2B.8 AND 2B.10 THROUGH 2B.14 THEREOF TO INCREASE THE NUMBER OF ASSESSMENT APPEALS BOARD MEMBERS, TO ESTABLISH ELIGIBILITY REQUIREMENTS FOR ASSESSMENT APPEALS BOARD MEMBERS, TO ESTABLISH CRITERIA FOR SELECTION OF ASSESSMENT APPEALS BOARD PANELS AND HEARING OFFICERS, TO ESTABLISH GUIDELINES FOR JOINT MEETINGS OF THE ASSESSMENT APPEALS BOARDS, AND TO MAKE NONSUBSTANTIVE CLARIFYING REVISIONS.

Note: Additions are underlined; deletions are in ((double parentheses)).

Be it ordained by the People of the City and County of San Francisco:

Section 1. Chapter 2B of the San Francisco Administrative Code is hereby amended by amending Sections 2B.1 through 2B.8 and 2B.10 through 2B.14, to read as follows:

SEC. 2B.1. BOARDS CREATED. Pursuant to Section ((9.5)) 16 of Article XIII of the California State Constitution two ((Tax)) Assessment Appeals Boards ((is)) are hereby created.

((**SEC. 2B.1.2. REFERENCE TO OTHER STATUTES.** Whenever this ordinance refers to a provision of the California Constitution or a State statute or administrative regulation, that reference shall be read to incorporate the law at the time this ordinance was adopted and any subsequent amendments to the law.))

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

SEC. 2B.2. DESIGNATION. The ((Tax)) Assessment Appeals Boards hereby created shall be designated ((Tax)) Assessment Appeals Board No. 1 and Assessment Appeals Board No. 2.

SEC. 2B.3. BOARD MEMBERSHIP AND SELECTION. (a) ((Such Tax)) Each Assessment Appeals Board shall consist of ((three)) five regular members and three alternate members who shall be selected in the manner described in subsection (b). ((and for the term prescribed by law.)) In addition, the regular members of Assessment Appeals Board No. 2 shall also serve as and, except as provided in Section 2B.14(b), shall be entitled to the priorities extended to alternate members of Assessment Appeals Board No. 1. ((The Board of Supervisors does hereby, as an alternative to the selection procedure for members of the Tax Appeals Board provided in)) Pursuant to Sections 1622.1 and 1623.1 of the California Revenue and Taxation Code, the Board of Supervisors hereby elects to appoint directly the regular and alternate members of the ((Tax)) Assessment Appeals Boards. ((, and, as an alternative to the nomination and selection procedure provided in Section 1623 of the California Revenue and Taxation Code, does hereby elect to fill vacancies in the manner prescribed by Section 1623.1 of the California Revenue and Taxation Code.))

(b) No person shall be eligible for appointment as a regular or alternate member of either Assessment Appeals Board unless he or she meets the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code. This subsection (b) shall not apply to any individual who was a regular or alternate member of either Assessment Appeals Board on or before September 1, 1998 and who is re-appointed to his or her same seat.

(c) Subject to Sections 1623(d) and (e) of the California Revenue and Taxation Code, the terms of regular and alternate members of the Assessment Appeals Boards shall be three years, expiring at 12:01 a.m. on the first Monday in September of the third year.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

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SEC. 2B.3.1 TRANSITION TO BOARDS HAVING FIVE REGULAR MEMBERS AND THREE ALTERNATE MEMBERS. (a) The individuals who were regular members of the Assessment Appeals Boards on September 1, 1998, and the individuals who were alternate members of Assessment Appeals Board No. 1 on September 1, 1998, shall continue, after the effective date of the amendment to this Chapter that changed the composition of the Assessment Appeals Boards from three to five regular members, to hold the same seats they held before that amendment. Any incumbent Assessment Appeals Board regular member or incumbent Assessment Appeals Board No. 1 alternate member whose term expired on or prior to the effective date of that amendment is hereby re-appointed for a three-year term, beginning from the date his or her term previously expired and ending at 12:01 a.m. on the first Monday in September of the third year. Any incumbent Assessment Appeals Board regular member or incumbent Assessment Appeals Board No. 1 alternate member whose term had not expired on or prior to the effective date of the amendment that changed the composition of the Assessment Appeals Boards from three to five regular members, shall continue to serve in his or her seat until 12:01 a.m. on the first Monday in September of the year in which his or her term would have expired had there been no such amendment.

(b) Subject to Sections 1623(d) and (e) of the California Revenue and Taxation Code, on the effective date of the amendment to this Chapter that reduced the number of Assessment Appeals Board No. 2 alternate members from six to three members, the terms of the individuals who were alternate members of the Assessment Appeals Board No. 2 on September 1, 1998 shall expire. As soon as practicable after the date of that amendment, the Clerk shall determine, by lot, which three of the individuals who were Assessment Appeals Board No. 2 alternate members on September 1, 1998 shall be re-appointed as Assessment Appeals Board No. 2 alternate members. The Clerk shall further determine, by

lot, the initial term of each incumbent Assessment Appeals Board No. 2 alternate member who is selected to continue in his or her seat pursuant to this subsection as follows: one member's term shall expire at 12:01 a.m. on the first Monday in September 1999; one member's term shall expire at 12:01 a.m. on the first Monday in September 2000; and one member's term shall expire at 12:01 a.m. on the first Monday in September 2001.

(c) As soon as practicable after the effective date of the amendment to this Chapter that changed the composition of the Assessment Appeals Boards from three to five regular members, the Board of Supervisors shall fill the four vacant seats created by that amendment. Subject to Section 2B.3(b) of this Chapter, any Board member may apply for appointment to any vacant seat on either Assessment Appeals Board. No individual, however, may hold more than one seat on the Assessment Appeals Boards.

(d) After the Board of Supervisors makes appointments pursuant to subsection (c), the Clerk shall determine, by lot, the initial terms of the members appointed to those newly-created seats as follows: the initial term for one member appointed to a newly-created seat on each Board shall expire at 12:01 a.m. on the first Monday in September 2000; and the initial term for the other member appointed to a newly-created seat on each Board shall expire at 12:01 a.m. on the first Monday in September 2001.

(f) After the expiration of the term of any of the Assessment Appeals Board regular or alternate members as set forth in this section, the term of that member shall be governed by Section 2B.3(c) of this Chapter.

(e) This section shall expire on September 30, 2001. Thereafter, the City Attorney shall cause this section to be removed from the codified version of this Chapter.

SEC. 2B.4. DUTY OF BOARDS. It shall be the duty of ((the Tax)) both Assessment Appeals Boards to equalize the valuation of the taxable property within the City and County

for the purposes of taxation in the manner and subject to the limitations contained in ((Sections 9 and 9.5 of)) Article XIII of the California State Constitution.

SEC. 2B.5. COMPENSATION OF BOARD MEMBERS. The compensation of regular and alternate members of the ((Tax)) Assessment Appeals Boards shall be $100 for each one-half day of service on ((the)) either Board.

SEC. 2B.6. BOARD COMPOSITION AND BOARD QUORUM. (a) The Assessment Appeals Boards shall hold joint meetings from time to time for the purpose of proposing rules and regulations to the Board of Supervisors to govern the operation of the Assessment Appeals Boards. Such joint meetings shall be held before the five regular members of both Boards, and the attendance by three regular members of each Board shall constitute a quorum for such meetings.

(b) Except as provided in subsection (a), each Assessment Appeals Board shall act separately and only as three-member panels designated by the Clerk in the manner described in subsection (d). The attendance by two ((A majority of the)) members of ((the)) any designated Assessment Appeals ((Tax Appeals)) Board((s)) three-member panel shall constitute((s)) a quorum for the transaction of business.

(c) Except as provided by Title 18 California Code of Regulations Rule 310, ((N))no act of the joint Boards or a three-member panel of a Board shall be valid or binding unless approved by a majority of all the members ((concurs therein)) of the applicable body.

(d) Subject to California Revenue and Taxation Code Section 1622.5 and Title 18 of the California Code of Regulations Rule 311, the Clerk shall designate three-member panels to transact the business of the Assessment Appeals Boards, as set forth in subsection (b), using a rotating system designed to assure that all members with the same priority level,

as described in this subsection, have an equal opportunity over time to participate as panelists.

(1) This subsection (d)(1) shall govern the panel selection for any application for reduction that concerns (a) real property located all or in a part within Assessor's Blocks 1 through 876, inclusive, or Assessor's Blocks 3701 through 3899, inclusive, (b) a possessory interest, or (c) property on the secured or unsecured roll assessed at $20,000,000 or more. For any such application, the Clerk shall designate three panelists from among the following members in the following priority order: (a) the regular members of Assessment Appeals Board No. 1 who meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; (b) the regular members of Assessment Appeals Board No. 1 who do not meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; (c) the alternate members of Assessment Appeals Board No. 1 (including the regular members of Assessment Appeals Board No. 2) who meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; (d) the alternate members of Board No. 1 (including the regular members of Assessment Appeals Board No. 2) who do not meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code; and (e) the alternate members of Assessment Appeals Board No. 2 who meet the eligibility criteria set forth in Section 1624.05 of the California Revenue and Taxation Code.

(2) For any matter to be heard by Assessment Appeals Board No. 1 that is not governed by subsection (d)(1), the Clerk shall designate three panelists from among the members in the following priority order: (a) the regular members of Assessment Appeals Board No. 1; (b) the alternate members of Assessment Appeals Board No. 1 (including the regular members of Assessment Appeals Board No. 2); and (c) the alternate members of Assessment Appeals Board No. 2.

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(3) For any application for reduction to be heard by Assessment Appeals Board No. 2, the Clerk shall designate three panelists from among the members in the following priority order: (a) the regular members of Assessment Appeals Board No. 2; (b) the alternate members of Assessment Appeals Board No. 2; (c) the alternate members of Assessment Appeals Board No. 1; and (d) the regular members of Assessment Appeals Board No. 1.

SEC. 2B.7. CLERK OF THE BOARD. "The Clerk", as used in this Chapter, shall mean ((The)) the Clerk of the Board of Supervisors. The Clerk shall function as both the ((is)) Clerk and the Administrator of the ((Tax)) Assessment Appeals Boards and ((the Tax Appeals Board's Administrator.)) to any assessment hearing officers. The Clerk ((of the Tax Appeals Board and the Tax Appeals Board Administrator)) shall perform those duties prescribed for the Clerk of the ((Tax)) Assessment Appeals Board in Article 1.5 (commencing with Section 1620) of Chapter 1, Part 3, Division 1 of the California Revenue and Taxation Code, and shall: (1) appoint, subject to the civil service provisions of the Charter, all employees in the department of the Board of Supervisors who are to perform any duties in connection with the ((Tax)) Assessment Appeals ((Board's)) Boards' or assessment hearing officers' proceedings; (2) fix the time and place of sessions of the ((Tax)) Assessment Appeals Boards' and assessment hearing officers' proceedings; (3) calendar all petitions or applications to be heard by the ((Tax)) Assessment Appeals Boards and hearing officers, and notify all parties ((petitioners)) of the time and place fixed for such hearing((s.)); (4) designate three-member panels to transact the business of the Assessment Appeals Boards as described in Section 2B.6 of this Chapter; and (5) designate hearing officers as described in Section 2B.14 of this Chapter.

SEC. 2B.8. ((ASSESSMENT APPEALS)) TAX APPEALS BOARD. ((The appeals board created herein and now designated as the Tax Appeals Board shall hereafter be known as the Assessment Appeals Board, and all)) All references in this code or other ordinances, resolutions or official records and documents to the Tax Appeals Board shall mean the Assessment Appeals Boards.

SEC. 2B.10. HEARING FEE. (a) Where an application is not withdrawn at least 30 days prior to the date on which an ((the)) Assessment Appeals Board has scheduled the application for hearing, at least 30 days prior to the hearing date the applicant shall pay a hearing fee to the Assessment Appeals Board in accordance with the following schedule:

Where the property affected by the application is valued on the current assessment role at:	**Fee**
$ 250,000 or less	No Charge
250,001 --- $2,000,000	$50.00
2,000,001 --- 10,000,000	100.00
10,000,001 — 20,000,000	250.00
20,000,001 --- 50,000,000	400.00
50,000,001 — 100,000,000	600.00
More than $100,000,000	1,200.00

(b) Where an applicant files two or more applications at the same time affecting the same appraisal unit for the same tax year, the applicant shall be liable for a single hearing fee based on the sum of the current assessment role values of all property contained in the

appraisal unit.

(c) Revenues generated by the filing fees shall be used exclusively to pay for the Assessment Appeals Boards' ((Board's)) costs of operation.

(d) One half of the hearing fee shall be refunded to any applicant where the assessor's value is lowered to the applicant's opinion of value as stated in the initial application filed with the Assessment Appeals Board or by 30 percent or more of the assessor's value following the hearing. No hearing fee will be refunded unless the applicant applies to the Board for a refund in writing within 30 days following receipt of the Board's decision.

(e) The hearing fee shall be waived if the application concerns residential property and the applicant elects to have the appeal heard by a hearing officer pursuant to Sections 2B.14((—)) through 2B.18 of this Chapter. If the applicant subsequently applies for a hearing before the Assessment Appeals Board pursuant to Section 2B.18 of this Chapter, the applicant shall pay the hearing fee required by this Section. However, if the assessor subsequently applies for a hearing, the applicant shall not be required to pay the hearing fee.

(f) The hearing fee shall be waived where the applicant would qualify for a waiver of court fees and costs pursuant to California Government Code Section 68511.3.

SEC. 2B.11. FEE FOR FINDINGS OF FACT. (a) The fee payable to the Assessment Appeals Board to prepare findings of fact pursuant to California Revenue and Taxation Code Section 1611.5 shall be in accordance with the following schedule:

Where the property affected by the application is valued on the current assessment role at:			**Fee**
$ 0	$ 1,000,000		$ 100.00
1,000,001 ---	2,000,000		125.00
2,000,001 —	5,000,000		150.00
5,000,001 —	10,000,000		500.00
10,000,001 —	20,000,000		750.00
More than $20,000,000			1,000.00

(b) Where an applicant files two or more applications at the same time affecting the same appraisal unit for the same tax year, the applicant shall be liable for a single findings of fact fee based on the sum of the current assessment roll values of all property contained in the appraisal unit.

(c) Revenues generated by the findings fees shall be used exclusively to pay the Assessment Appeals ((Board's)) Boards' operating costs. Where the City Attorney assists ((the)) a Board in preparing findings of fact, the revenues from the findings fee shall be paid to the City Attorney based on the actual amount of time expended by the City Attorney in advising the Board with respect to the findings.

SEC. 2B.12. ((**ADDITIONAL APPEALS BOARDS.** Pursuant to Article XIII, Section 16 of the California Constitution, one additional assessment appeals board is hereby created which shall be designated as Assessment Appeals Board No. 2.)) **REFERENCE TO OTHER STATUTES.** Whenever this ordinance refers to a provision of the California Constitution or a State statute or administrative regulation, that reference shall be read to incorporate the law at the time this ordinance was adopted and any subsequent amendments to the law.

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SEC. 2B.13. DUTIES AND OPERATIONS. (((a))) Assessment Appeals Board No. 1 shall hear applications for reduction affecting any property on the secured or unsecured rolls without limitation. Assessment Appeals Board No. 2 shall hear applications for reduction only for property on the secured or unsecured rolls assessed at less than $20,000,000, excluding applications involving possessory interests or ((and applications concerning)) real property located all or in part within Assessor's Blocks 1 through 876, inclusive, or ((and)) Assessor's Blocks 3701 through 3899, inclusive. ((In all other respects, Assessment Appeals Board No. 2 shall have the same duties prescribed for Assessment Appeals Board No. 1 in Section 2B.4 of this Chapter. The additional Board shall consist of three permanent members, who shall be appointed by the same process provided in Section 2B.3 of this Chapter. The members of the additional Board shall be compensated at the same rate provided in Section 2B.5 of this Chapter, and the business of the additional Board shall be conducted according to the same quorum requirements provided in Section 2B.6 of this Chapter. The Clerk of the Board of Supervisors shall serve as Clerk of the additional Board and shall perform the same duties for the additional Board provided in Section 2B.7 of this Chapter.))

SEC. 2B.14. HEARING OFFICERS. (a) Pursuant to Article 1.7 (commencing with Section 1636) of Chapter 1, Part 3, Division 1 of the California Revenue and Taxation Code, all regular and alternate members appointed to Assessment Appeals Board No. 1 and Assessment Appeals Board No. 2 are deemed concurrently appointed as ((the Board of Supervisors may, by motion adopted by majority vote, appoint one or more)) assessment hearing officers. ((officer(s) for a specified time period to)) As provided by law and regulation, assessment hearing officers may conduct hearings on applications for reduction filed with the ((County Board of Equalization)) Assessment Appeals Boards and ((to)) make recommendations to an ((a))Assessment ((a))Appeals ((b))Board concerning such

applications. ((The Board of Supervisors shall select the first nine hearing officers from among the alternate members of the Assessment Appeals Boards; three from Board No. 1 and six from Board No. 2. Any additional hearing officers shall be selected from among the permanent members of the Assessment Appeals Boards.))

(b) The Clerk shall designate members to act as hearing officers for particular applications using a rotating system designed to assure that all members with the same priority level, as described in this subsection, have an equal opportunity over time to participate as hearing officers. The Clerk shall designate hearing officers in the following priority order: (a) the alternate members of Assessment Appeals Board No. 2; (b) the alternate members of Assessment Appeals Board No. 1 who are not also regular members of Assessment Appeals Board No. 2; (c) the regular members of Assessment Appeals Board No. 2; and (d) the regular members of Assessment Appeals Board No. 1.

(c) In their capacity as assessment hearing officers, the officers shall serve at the pleasure of and by contract with the Board of Supervisors. For their work performed as assessment hearing officers, the officers shall be compensated at the same rate provided in Section 2B.5 of this Chapter for Assessment Appeals Board members. ((The Clerk of the Board of Supervisors shall serve as Clerk and Administrator to any assessment hearing officer(s) and shall perform the same duties for the hearing officer(s) provided in Section 2B.7 of this Chapter.))

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: _____
Deputy City Attorney

Tails

Ordinance

File Number: 981848 **Date Passed:**

Ordinance amending Administrative Code Sections 2B1 through 2B 8 and 2B.10 through 2B.14 to increase the number of Assessment Appeals Board members, to establish eligibility requirements for Assessment Appeals Board members, to establish criteria for selection of Assessment Appeals Board panels and hearing officers, to establish guidelines for joint meetings of the Assessment Appeals Boards, and to make nonsubstantive clarifying revisions.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 8 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki
Noes: 3 - Ammiano, Bierman, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 7 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki
Noes: 3 - Ammiano, Bierman, Yee
Absent: 1 - Teng

File No. 981848

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981848 continued...

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FILE NO. 981876 ORDINANCE NO. 394-98

[COMPENSATION]

ORDINANCE IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE MUNICIPAL EXECUTIVE ASSOCIATION AND THE CITY AND COUNTY OF SAN FRANCISCO PURSUANT TO ARTICLE III.E.3, SUBSECTIONS (B.1) AND (E) OF THE MEMORANDUM OF UNDERSTANDING, TO PROVIDE INTERNAL ADJUSTMENTS FOR THE TIME PERIOD BEGINNING JULY 1, 1998 THROUGH JUNE 30, 2001.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of the amendment to the Memorandum of Understanding between the Municipal Executive Association and the City and County of San Francisco pursuant to Article III.E.3, subsections b.1 and e of the Memorandum of Understanding, to provide internal adjustments for the time period beginning July 1, 1998 through June 30, 2001. The provisions so implemented are on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Michele Modena

MICHELE MODENA
Deputy City Attorney

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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981876 Date Passed:

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the Municipal Executive Association and the City and County of San Francisco pursuant to Article III E.3, Subsections (B 1) and (E) of the Memorandum of Understanding, to provide internal adjustments for the time period beginning July 1, 1998 through June 30, 2001.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 6 - Bierman, Brown, Kaufman, Medina, Newsom, Yaki
Noes: 5 - Ammiano, Katz, Leno, Teng, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 7 - Bierman, Brown, Katz, Kaufman, Medina, Newsom, Yaki
Noes: 3 - Ammiano, Leno, Yee
Absent: 1 - Teng

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File No. 981876

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981876 continued...

FILE NO. 981954 ORDINANCE NO. 395-98

RO#98055

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF TERESITA CROOMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $35,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the action entitled "Teresita Crooms, et al., v. City and County of San Francisco, et al., Superior Court No. 977-940 by the payment of $35,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

Joanne Hoyer FOR
PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

MARK A. PRIMEAU
Director

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

1G-AGF-AAA 97-09-90
975016 05311 $35,000.00

NAME OF SUPERVISOR/COMMITTEE/DEPARTMENT
BOARD OF SUPERVISORS

City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981954 Date Passed:

Ordinance authorizing settlement of litigation of Teresita Crooms against the City and County of San Francisco by payment of $35,000

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

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File No. 981954

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981957

ORDINANCE NO. 396-98
RO#98052

Settlement of Lawsuit

AUTHORIZING SETTLEMENT OF LITIGATION OF JAMES CHIN AND THE CITY AND COUNTY OF SAN FRANCISCO, SAN FRANCISCO FIRE DEPARTMENT, ET AL. FOR $225,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City of San Francisco is hereby authorized to settle the action entitled "James Chin v. City and County of San Francisco, et al.," San Francisco Superior Court No. 990-935, by the payment of $225,000.00.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

CARA E. LANKFORD
Deputy City Attorney

RECOMMENDED:

San Francisco Fire Department

Robert Demmons, Chief of the San Francisco Fire Department

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

1G-AGF-AAA 97-09-31
975024 05311 $225,000.00

BOARD OF SUPERVISORS

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City and County of San Francisco
Tails
Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 981957 **Date Passed:**

Ordinance authorizing settlement of litigation of James Chin and the City and County of San Francisco, San Francisco Fire Department, et al. by payment of $225,000

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Yaki, Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom
Absent: 1 - Teng

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File No. 981957

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981957 continued...

FILE NO. 981958
(Government Funding)

ORDINANCE NO. 397-98
RO#98050
SA#16

APPROPRIATING $220,000,000 OF SAN FRANCISCO INTERNATIONAL AIRPORT BOND PROCEEDS FOR THE CONSTRUCTION OF INFRASTRUCTURE PROJECTS AT THE AIRPORT COMMISSION FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-1999 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
5A-CPF-92K SFIA-Capital Project Fund	AIR-99 Airport Cost	BGH Facilities, Maintenance, Construction	
Funding Sources			
Project CACH63-01	Construction Unallocated		
800-80111 (AIR15CUNALLO)	Proceeds from Sales of Bonds	$220,000,000	
Funding Uses			
Project CACH63-01	Construction Unallocated		
067-06700 (AIR15CUNALLO)	Bldg., Structures & Improvement Project		$200,000,000
Project CACH65-01	Professional and Special Svcs.-Issue 15C		
021-02700 (AIR15CPROF)	Professional Services		$750,000
Project CACI06-01	Debt Service Reserve-Issue 15C		
070-07211 (AIR15CRESERV)	Bond Reserve Payments		$15,950,000
Project CACI07-01	Bond Issuance Costs-Issue 15C		
070-07311 (AIR15CCOSTS)	Bond Issuance Costs		$3,300,000
	Total 5A-CPF-92K	$220,000,000	$220,000,000

BOARD OF SUPERVISORS

Section 2. Funds in the amount of $160,000,000 are hereby placed in reserve pending sale of the bonds and delivery of proceeds to the treasurer.

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: _____
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
EDWARD HARRINGTON
CONTROLLER

BY: _____

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BOARD OF SUPERVISORS

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1 Dr. Carlton B. Goodlett Place
San Francisco CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981958 **Date Passed:**

Ordinance appropriating $220,000,000, Airport Commission, of San Francisco International Airport Bond Proceeds, for the construction of infrastructure projects for fiscal year 1998-1999.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981958

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981958 continued...

FILE NO. 981959 ORDINANCE NO. 398-98

RO#98054

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF THE UNLITIGATED CLAIM OF SUSAN L. WIGINTON AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $250,000; AND SETTLEMENT OF THE UNLITIGATED CLAIM OF KERRY ROBISHAW AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR $175,000.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the unlitigated claim entitled Susan L. Wiginton v. City and County of San Francisco, et al., by the payment of $250,000 and is further hereby authorized to settle the unlitigated claim entitled Kerry Robishaw v. City and County of San Francisco, et al., by the payment of $175,000 in the following manner:

TWO HUNDRED FIFTY THOUSAND DOLLARS ($250,000.00) made payable to "Susan L. Wiginton and Linda M. Scaparotti, Esq.;" and

ONE HUNDRED SEVENTY-FIVE THOUSAND DOLLARS ($175,000.00) made payable to "Kerry Robishaw and Linda M. Scaparotti, Esq."

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

MARA E. ROSALES
Airport General Counsel

RECOMMENDED:

SAN FRANCISCO INTERNATIONAL AIRPORT

John L. Martin
Airport Director

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

APPROVED:

JEAN CARAMATTI
Secretary, Airport Commission

5A-AAA-AAA 27-00-00
AIRLEGAL Proj. PACA08 05311
$250,000.00 - S. L. Wiginton
$175,000.00 - Kerry Robishaw

RULES COMMITTEE
BOARD OF SUPERVISORS

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Tails

Ordinance

File Number: 981959 **Date Passed:**

Ordinance authorizing settlement of the unlitigated claim of Susan L. Wiginton against the City and County of San Francisco for $250,000; and settlement of the unlitigated claim of Kerry Robishaw against the City and County of San Francisco for $175,000

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

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File No. 981959

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981959 continued...

FILE NO. 981960 ORDINANCE NO. 399-98

[Settlement Of Lawsuit]

AUTHORIZING SETTLEMENT OF LITIGATION OF THE CITY AND COUNTY OF SAN FRANCISCO AGAINST VANIR CONSTRUCTION MANAGEMENT, INC. FOR $260,000.00.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The City Attorney is hereby authorized to settle the cross-complaint by the City and County of San Francisco as against cross-defendant Vanir Construction Management, Inc., in the action entitled "Stolte, A Division of Green International, v. City and County of San Francisco, et al.," San Francisco Superior Court Action No. 976083, by the payment to the City and County of San Francisco of $260,000.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KRIS A. COX
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

MARK PRIMEAU
Director

DEPARTMENT OF PUBLIC WORKS
BOARD OF SUPERVISORS

Page 1
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City and County of San Francisco
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 981960 **Date Passed:**

Ordinance authorizing settlement of litigation of the City and County of San Francisco against Vanir Construction Management, Inc. by payment to the City and County of San Francisco of $260,000.

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

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File No. 981960

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981971 ORDINANCE NO. 400-98

[Underground District]

CREATING UNDERGROUND DISTRICT NO. 344 ON SAN BRUNO AVENUE FROM SILVER AVENUE TO WILDE AVENUE.

NOTE: This entire Section is new.

Be it ordained by the people of the City and County of San Francisco:

Section 1. In accordance with the provisions of Section 901, et seq. of Article 18, Chapter X, Part II of the San Francisco Municipal Code (Public Works Code), the Board of Supervisors does hereby create the following underground district:

Underground District No. 344

(San Bruno Avenue)

District covering San Bruno Avenue from Silver Avenue to Wilde Avenue.

Section 2. The undergrounding of facilities within this underground district is in the general public interest in that said action will eliminate a heavy concentration of overhead wires on a street that is extensively used by the general public and that carries a heavy volume of pedestrian and vehicular traffic.

Supervisor Medina

BOARD OF SUPERVISORS

Section 3. All work in connection with the undergrounding of facilities lying within this underground district and subject to the laws with reference to underground districts is to be completed in accordance with the Department of Public Works' program; provided, however, that said work shall be commenced at such time or according to such priority as the Department of Public Works has established.

Section 4. The Board hereby requests that the utility companies providing the undergrounding of facilities within this underground district pay for up to 100 feet of each underground service lateral occasioned by the undergrounding.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

by: Judith A. Boyajian
Deputy City Attorney

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director of Engineering
and City Engineer

\\BSM1N\GENFILES\Underground\San Bruno\SanBrunoLeg.doc

BOARD OF SUPERVISORS

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City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981971 **Date Passed:**

Ordinance creating Underground District No 344 on San Bruno Avenue from Silver Avenue to Wilde Avenue

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981971

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 981673

ORDINANCE NO. 401-98

(Government Funding)

RO#98046
SA#14

APPROPRIATING $6,434,954 SAN FRANCISCO HARBOR OPERATING FUND BALANCE TO FUND THE COST OF VARIOUS CAPITAL IMPROVEMENT PROJECTS AT THE PORT COMMISSION FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-99 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
5P-AAA-AAA SF Harbor Oper. Fund	PRTAA Port Commission - General	BKY Port-Facilities & Maintenance	
Funding Sources			
999-99999 (390000)	Fund Balance	$6,434,954	
Funding Uses			
095-0955P (POAAAAAA955P)	Intrafund transfer out to 5P-AAA-ACP, Port Commission		$6,434,954
	Total	$6,434,954	$6,434,954
Fund	**Department**	**Program**	
5P-AAA-ACP Port-Continuing Project Operating Fund	PRTAA Port Commission-General	BKY Port-Facilities & Maintenance	
Funding Sources			
950-9505P (POAAAACP505P)	Intrafund Transfer In from 5P-AAA-AAA, Port Commission	$6,434,954	
Funding Uses			
067-06700 (392601)	Bldgs., Structures & Imprv't. Projects		

BOARD OF SUPERVISORS

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Project			
CPO662	Bulkhead Façade Painting		$200,000
CPO665	Pier 43 1/2		$105,000
CPO667	Pre-Development Studies-Plan A		$250,000
CPO667	Pre-Development Studies-Plan B		$250,000
CPO666	35' Gauge Crane Track Leveling		$49,000
CPO672	Asbestos Removal		$150,000
CPO673	Embarcadero Terminus Imprv't.		$123,296
CPO674	Fisherman's Wharf Staff Piles		$120,000
CPO675	Pier 80 Fender Repair		$600,000
CPO676	Pier 3, 29, & 31 Parapet Flashing		$50,000
CPO677	Roundhouse Plaza Ada Compliance		$150,000
CPO678	Pier 48 Electrical Svcs & Roof		$583,000
CPO679	Pier 26 Roof		$280,000
CPO670	Ferry Terminal Improvements		$321,036
CPO680	Port Ada Transition Plan		$100,000
CPO644	Pier 47A		$498,107
CPO682	Pier 52 Electrical Pole Reloc		$65,000
CPO683	Pier 92 Fender Pile Replacement		$90,000
CPO625-04	Pier 80B Maintenance Dredging		$552,050
CPO625-05	Pier 80A Maintenance Dredging		$561,100
CPO686	Pier 43 Restoration of Arch		$100,000
CPO625-06	Pier 35 W, Maintenance Dredging		$350,000
CPO688	China Basis Park Shoreline Stabl.		$592,200
Department	**Source of Funds and**	**Amount**	

BOARD OF SUPERVISORS

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and Number	Purpose of Appropriation	Debit	Credit
CPO689	Replace Piledriver Hammer/Leads		$21,350
CPO690	Grotto #9 Replace Sewer Main		$84,815
CPO691	Harbor Patrol Boat		$20,000
CPO692	Ferry Building Carillon Chime		$19,000
CPO693	Emergency Seawall Repair		$150,000
	Total	$6,434,954	$6,434,954

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: Theodora R. Lakey
DEPUTY CITY ATTORNEY

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY:

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981873 **Date Passed:**

Ordinance appropriating $6,434,954, Port Commission, from San Francisco Harbor Operating Fund Balance to fund the cost of various capital improvement projects (lease property improvements, cargo berth dredging, preventive maintenance, Ferry building and terminal projects, China Basin shoreline stabilization) for fiscal year 1998-1999

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

File No. 981873

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981873 continued...

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FILE NO. 981974 ORDINANCE NO. 402-98

[Authorization to Participate in Multi-State Settlement]

AUTHORIZATION TO PARTICIPATE IN PROPOSED MULTI-STATE SETTLEMENT OF TOBACCO LITIGATION

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings:

(1) The City and County of San Francisco brought a lawsuit against the tobacco industry in September 1996, entitled People v. Philip Morris, et al, S.F. Superior Court No. 980-864 (the "San Francisco action"), alleging unfair and unlawful business practices by the tobacco industry;

(2) The San Francisco action was coordinated with four other tobacco actions, including the California Attorney General's action (collectively, the "California actions");

(3) In August, 1998, the Attorney General of the State of California entered into a Memorandum of Understanding ("MOU") with representatives of California Cities and Counties regarding the distribution of any funds derived from any settlement of the California actions;

(4) Under the MOU, the California Cities and Counties would receive one-half of any settlement between the State of California and the tobacco industry;

(5) The state attorneys general and the four major tobacco manufacturers have entered into a tentative Settlement Agreement dated November 23, 1998 (the "Agreement");

(6) Under the Agreement, the states would settle their lawsuits with the industry in return for various public health and monetary benefits;

(7) Pursuant to the Agreement, the industry will, among other things: a) prohibit the use of cartoons in advertising, promoting, packaging or labeling tobacco products; b) prohibit the distribution of free samples of cigarettes except in certain circumstances; c) dissolve the Tobacco Institute and the Center for Indoor Air Research; d) prohibit the industry's entering into agreements to inhibit anti-tobacco advertising; e) prohibit the industry's licensing of brand names to third-parties to be used in manner forbidden to the industry; f) prohibit the industry's product placements in motion pictures,

Supervisors Kaufman, Newsom

television shows, theatrical productions or other live performances, live or recorded performances of music, commercial films or videos, or video games;

(8) Pursuant to the Agreement, the industry will apply all of the public health benefits achieved in the Minnesota settlement nationally;

(9) Pursuant to the Agreement, the industry will pay approximately $25 billion dollars ($25,000,000,000) to the State of California over twenty-five years, subject to certain adjustments; and,

(10) Under the MOU, the City and County of San Francisco would receive approximately $586 million dollars ($586,000,000) over 25 years, also subject to certain adjustments.

Section 2. The Board of Supervisors authorizes the San Francisco City Attorney's Office to settle its lawsuits against the tobacco industry defendants in consideration for the monetary benefits as delineated in the MOU and the Agreement and in consideration for the public health benefits listed in the Agreement.

Section 3. The Board of Supervisors of the City and County of San Francisco hereby authorizes the Controller of the City and County of San Francisco to accept all the payments made to the City and County of San Francisco pursuant to the terms of the MOU and the Agreement.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

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City and County of San Francisco

Tails

Ordinance

File Number: 981974 **Date Passed:**

Ordinance authorization to participate in proposed multi-state settlement of tobacco litigation

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Newsom, Teng, Yaki, Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee, Ammiano, Bierman

Absent: 1 - Teng

File No. 981974

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981974 continued...

FILE NO. 981975 ORDINANCE NO. 403-98

[Settlement Of Lawsuit]

AUTHORIZING TO PARTICIPATE IN THE SETTLEMENT OF LITIGATION OF STATE OF CALIFORNIA EX REL. STULL AGAINST THE BANK OF AMERICA

Section 1. Findings:

(1) The City and County of San Francisco intervened in a lawsuit against the Bank of America in May 1997, entitled State of California ex rel. Stull v. Bank of America, S.F. Superior Court No. 968-484, alleging false claims, unfair and unlawful business practices, breach of contract and negligence;

(2) In November, 1998, the Attorney General of the State of California entered into an Agreement Among Plaintiffs with San Francisco and other Issuers of municipal bonds regarding the distribution of any funds derived from any settlement of this action;

(3) Under the Agreement, the California cities, counties and special districts are expected to receive approximately 40% of any settlement of the case and San Francisco is expected to receive a premium of between $7.5 and $10 million dollars in addition to proceeds related directly to its bond issues;

(4) On November 10, 1998 the State and San Francisco negotiated a settleme... with the Bank whereby the bank will pay to plaintiffs the sum of $187.5 million dollars, plus interest at the rate of 5% starting November 20, in addition to $10.6 million dollars previously paid turned over by the Bank to plaintiffs;

(5) The proceeds of the settlement are to be distributed pursuant to the terms of the Agreement Among Plaintiffs and San Francisco is expected to receive in excess of $15 million dollars, representing its costs and attorneys' fees, the premium for its work in the litigation and its pro rata share of the funds recoverable by Issuers of municipal bonds.

Supervisor Kaufman

Section 2. The Board of Supervisors authorizes the San Francisco City Attorney's Office to settle its lawsuit against the Bank of America in consideration for the monetary benefits as delineated in the Agreement Among Plaintiffs.

Section 3. That the Board of Supervisors of the City and County of San Francisco hereby authorizes the Controller of the City and County of San Francisco to accept all the payments made to the City and County of San Francisco pursuant to the terms of the Agreement Among Plaintiffs.

APPROVED AS TO FORM AND
RECOMMENDED:

LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

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City and County of San Francisco

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Ordinance

File Number: 981975 **Date Passed:**

Ordinance authorizing to participate in the settlement of litigation of State of California ex rel Stull against the Bank of America

December 14, 1998 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Amiriano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Amiriano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981975

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981975 continued...

(Government Funding)

RO#98051
SA#15

APPROPRIATING $11,308,174 OF STATE AND FEDERAL REVENUES TO FUND AUGMENTATION OF VARIOUS WELFARE PROGRAMS AND SERVICES, IMPLEMENTATION OF THE NEW STATEWIDE WELFARE INFORMATION NETWORK, AND TO PROVIDE THE NECESSARY INFRASTRUCTURE AND ADMINISTRATIVE CAPACITY TO MAKE THESE CHANGES AND FOR THE CREATION OF 58.5 POSITIONS AT THE DEPARTMENT OF HUMAN SERVICES FOR FISCAL YEAR 1998-99.

Be it ordained by the people of the City and County of San Francisco:

Section 1. Funds are hereby appropriated for FY 1998-1999 as follows:

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
Fund	**Department**	**Program**	
1G-S&A-WAF GF-Subvention & Other Allocation Fd.	DSS01 Dept. of Human Services	CXX Non-Program Revenue	
Funding Sources:			
Grant			
SSO291	Welfare Assistance & Adm. - Federal		
400-40101 (455003)	Children's Services (Federal)	$2,900,492	
400-40102 (455003)	FFH Licensing (Federal-Adm.)	($2,972)	
400-40103 (455003)	Adoptions	$116,512	
400-40105 (455003)	Adult Services	$413,419	
400-40106 (455003)	Independent Living Program	$254,363	
400-40124 (455003)	Food Stamps E&T	$5,033	
400-40131 (455003)	AFDC/TANF Administration	$216,676	
400-40133 (455003)	AAP Eligibility	$32	
400-40134 (455003)	Food Stamps	$55,988	
400-40137 (455003)	RRP/RCA	$277	
400-40206 (455003)	Employment Services for Refugees	$677,768	
Grant			
SSO292	Welfare Assistance and Adm.- State		
400-45101 (455003)	Childrens Services	($317,813)	
400-45102 (455003)	FFH Licensing	$11,239	
400-45103 (455003)	Adoptions	$364,864	
400-45104 (455003)	Adult Services Circumstances	$347,837	
400-45105 (455003)	Adult Services	$65,171	
400-45107 (455003)	CalWIN	$6,096,182	
400-45108 (455003)	Kinship	$180,000	
400-45126 (455003)	CalWORKs MH/SA	$1,489,881	
400-45131 (455003)	AFDC/TANF Admininistration	($3,381,527)	
400-45134 (455003)	Food Stamps	$157,112	
400-45135 (455003)	TANF Incentives	$1,560,455	

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Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
400-45199 (455003)	Miscellaneous Revenues	$84,860	
400-45301 (455003)	Medi-Cal	$12,325	
Funding Sources			
095-0951G (SSS&AWAF951G)	Intrafund Transfer Out to 1G-AGF-AAA, General Fund		$11,308,174
	Total	$11,308,174	$11,308,174

Fund	Department	Program
1G-AGF-AAA	DSS01	CAG
General Fund	Dept. of Human Services	Aid to Family with Dependent Children

Funding Sources:

950-9501G (SSAGFAAA501G)	Intrafund Transfer In from 1G-S&A-WAF, Welfare Assistance Fund, DSS	$11,308,174

Funding Uses:

Program CAN Homeless Services			
021-02711 (450010)	Social Services Contracts		$677,768
Program CAL Family & Children Services			
001-00101 (455008)	Permanent Salaries		$915,063
013-01901 (455008)	Fringe Benefits		$229,681
021-02711 (455008)	Social Services Contracts		$334,823
081-081HH (455008)	Services of Other Depts.-Mental Health		$405,607
Program CAM Adult Services			
001-00101 (455009)	Permanent Salaries		$126,389
013-01901 (455009)	Fringe Benefits		$31,724
036-xxxxxxx (455009)	Special Circumstances for Adults		$293,122
Program CAO Administrative Support			
021-02700 (455016)	Professional Services		$15,000
021-03500 (455016)	Other Current Expenses		$181,342
040-04000 (455016)	Materials and Supplies		$160,500
060-06000 (455016)	Equipments & Computers		$397,150
081-081CY (455016)	Services of Other Depts.-Mayor's Office of Children, Youth and Families		$1,401,039
Program CAH Food Stamps			
001-00101 (455019)	Permanent Salaries		$35,006

BOARD OF SUPERVISORS

Department and Number	Source of Funds and Purpose of Appropriation	Amount Debit	Amount Credit
013-01901 (455019)	Fringe Benefits		$8,787
Program CGA DSS Central Mgt.			
001-00101 (450076)	Permanent Salaries		$29,115
013-01901 (450076)	Fringe Benefits		$7,308
021-02100 (450076)	Travel		$11,250
021-02200 (450076)	Training		$5,000
021-02700 (450076)	Professional Services		$6,000,000
060-06000 (450076)	Equipment for New & Existing Staff		$15,000
060-06061 (450076)	Computer Equipment		$27,500
	Total	$11,308,174	$11,308,174

Section 2. Funds are appropriated for the creation of 58.5 positions by amendment to the Annual Salary Ordinance (Board of Supervisors File No. 98-1981) as follows:

Class No.	Classification Title	Rate	Position Created
Program:CAL - Family & Children Services Index Code: 455008: Sub-Object: 00101			
1426 L	Senior Clerk Typist	1270B1539	3
1444 L	Secretary I	1211B1467	2
2904 L	Social Service Technician	1346B1630	4
2905 L	Senior Eligibility Worker	1584B1923	1.5
2912 L	Senior Social Worker	1634B1985	4
2914 L	Social Work Supervisor	1835B2230	2
2917 L	Program Support Analyst	2156B2621	1
2940 L	Child Welfare Worker	1918B2332	22
2944 L	Child Welfare Supervisor	2156B2621	4
2948 L	Section Manager DHS	2424B2946	1
	Total Positions Created on Index Code 455008		44.5
Program: CAM - Adult Services Index Code: 455009: Sub-Object: 00101			
1426 L	Senior Clerk Typist	1270B1539	1
2905 L	Senior Eligibility Worker	1584B1923	1
2912 L	Senior Social Worker	1634B1985	4
2914 L	Social Work Supervisors	1835B2230	1
	Total Positions created on Index Code 455009		7
Program: CAO - Administrative Support Index Code: 455016: Sub-Object - 00101			
1220 L	Payroll Clerk	1425B1727	1
1446 L	Secretary II	1401B1698	1
	Total Positions created on Index Code 455016		2
Program: CAH - Food Stamps Index Code: 455019: Sub-Object - 00101			
2905 L	Senior Eligibility Worker	1584B1923	2
	Total Positions Created on Index Code 455019		2
Program: CGA -DSS Central Management Index Code: 450076: Sub-Object - 00101			
1052 L	IS Business Analyst	1876B2281	1
2913 L	Program Specialist	1756B2135	2
	Total Positions Created on Index Code 450076		3
	Grand Total of Positions Created		58.5

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APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

BY: Theodore R. Lakey
DEPUTY CITY ATTORNEY

DEPARTMENT OF HUMAN RESOURCES

BY: Andrea R. Gourdine
ANDREA R. GOURDINE, DIRECTOR

FUNDS AVAILABLE
EDWARD M. HARRINGTON
CONTROLLER

BY:

n\excel\appro\45sa#15

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco

Tails

Ordinance

File Number: 981980 **Date Passed:**

Ordinance appropriating $11,308,174 of State and Federal revenues to fund augmentation of various welfare programs and services, implementation of the new statewide welfare information network, and to provide the necessary infrastructure and administrative capacity to make these changes and for the creation of 58 5 positions at the Department of Human Services for fiscal year 1998-1999, companion measure to File 981981

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

File No. 981980

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 981980 continued...

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FILE NO. 121773 - Amendment of the whole.

ORDINANCE NO. 405-98

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SAL. ORD. AMEND. NO. 5

AMENDING ORDINANCE NO. 243-98 (ANNUAL SALARY ORDINANCE, 1998/99) REFLECTING THE CREATION OF 58.5 POSITIONS IN DEPARTMENT OF HUMAN SERVICES.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The hereinafter designated section and items of Ordinance No. 243-98 (Annual Salary Ordinance, 1998/99) are hereby amended so that the same shall read as follows:

Department: DSS Human Services
Program: CAL Family and Children Service
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

Amendment	No. Pos.	Class and Item No.			Compensation Schedule
3.00 Added	3.00	1426	L	Sr. Clerk Typist.....SC	$1270B1539
2.00 Added	2.00	1444	L	Secretary I.....SC	$1211B1467
4.00 Added	4.00	2904	L	Social Service Technician.....SC	$1346B1630
1.50 Added	1.50	2905	L	Sr. Eligibility Worker.....SC	$1584B1923
4.00 Added	4.00	2912	L	Sr. Social Worker.....SC	$1634B1985
2.00 Added	2.00	2914	L	Social Work Supervisor.....SC	$1835B2230
1.00 Added	1.00	2917	L	Program Support Analyst.....SC	$2156B2621
22.00 Added	22.00	2940	L	Child Welfare Worker.....SC	$1918B2332
4.00 Added	4.00	2944	L	Child Welfare Supervisor.....SC	$2156B2621
1.00 Added	1.00	2948	L	Section Manager, DHS.....SC	$2424B2946

BOARD OF SUPERVISORS

Department: DSS Human Services
Program: CAM Adult Services
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

1.00 Added	1.00	1426	L	Sr. Clerk Typist.....SC	$1270B1539
1.00 Added	1.00	2905	L	Sr. Eligibility Worker.....SC	$1584B1923
4.00 Added	4.00	2912	L	Sr. Social Worker.....SC	$1634B1985
1.00 Added	1.00	2914	L	Social Work Supervisor.....SC	$1835B2230

Department: DSS Human Services
Program: CAO Administrative Support
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

1.00 Added	1.00	1220	L	Payroll Clerk.....SC	$1425B1727
1.00 Added	1.00	1446	L	Secretary II.....SC	$1401B1698

Department: DSS Human Services
Program: CAH Food Stamps
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

2.00 Added	2.00	2905	L	Sr. Eligibility Worker.....SC	$1584B1923

Department: DSS Human Services
Program CGA DSS Central Management
Sub-Fund: 1G AGF AAA GF-Non-Project Controlled

1.00 Added	1.00	1052	L	IS Business Analyst.....SC	$1876B2281
2.00 Added	2.00	2913	L	Program Specialist.....SC	$1756B2135

APPROVED AS TO CLASSIFICATION:
DEPARTMENT OF HUMAN RESOURCES

Andrea R. Gardiner
HUMAN RESOURCES DIRECTOR

APPROVED AS TO FORM:
LOUISE H. RENNE, CITY ATTORNEY

By: Theodore R. Lakey
DEPUTY CITY ATTORNEY

NO. 5
AMENDED

BOARD OF SUPERVISORS

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Ordinance

File Number: 981981 **Date Passed:**

Ordinance amending Ordinance No 243-98 (Annual Salary Ordinance) reflecting the creation of 58 5 positions in Department of Human Services; companion measure to File 981980.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 981981

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998
Date Approved

Mayor Willie L. Brown Jr.

File No. 981981 continued...

FILE NO. 982015 ORDINANCE NO. 406-98

[Memorandum of Understanding]

IMPLEMENTING THE PROVISIONS OF AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE MUNICIPAL EXECUTIVES ASSOCIATION FOR BARGAINING UNITS M, EM, AND MSA, AND THE CITY AND COUNTY OF SAN FRANCISCO TO AMEND APPENDIX E OF THE MEMORANDUM OF UNDERSTANDING BY ADDING CLASSES 1682 AND 5156 AND THE TITLES OF CONTROLLER AND DIVISION MANAGER OF SUBURBAN OPERATIONS TO THE LIST TO CORRECT A CLERICAL OMISSION, AND TO AMEND APPENDIX F OF THE MEMORANDUM OF UNDERSTANDING BY ADDING CLASS 9278 AND THE TITLE OF DIRECTOR OF AIRPORTS TO THE LIST TO CORRECT A CLERICAL OMISSION.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby implements the provisions of the amendments to the Memorandum of Understanding between the Municipal Executives Association for Bargaining Units M, EM and MSA and the City and County of San Francisco to amend Appendices E and F to correct clerical errors of omission. The provisions so implemented are on file in the office of the Board of Supervisors.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: Michele Modena
MICHELE MODENA
Deputy City Attorney

City and County of San Francisco
City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 982015 **Date Passed:**

Ordinance implementing the provisions of an amendment to the Memorandum of Understanding between the Municipal Executives Association for Bargaining Units M, EM, and MSA, and the City and County of San Francisco to amend Appendix E of the Memorandum of Understanding by adding Classes 1682 and 5156 and the titles of Controller and Division Manager of suburban operations to the list to correct a clerical omission, and to amend Appendix F of the Memorandum of Understanding by adding Class 9278 and the title of Director of Airports to the list to correct a clerical omission.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 9 - Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki
Noes: 2 - Ammiano, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 8 - Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki
Noes: 2 - Ammiano, Yee
Absent: 1 - Teng

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File No. 982015

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 982015 continued...

FILE NO. 982040 ORDINANCE NO. 407-98

[Prohibiting Advertising on San Francisco Bay]

APPROVING AND AFFIRMING REGULATION PROHIBITING ADVERTISING ON SAN FRANCISCO BAY WATERS WITHIN THE JURISDICTION AND CONTROL OF THE SAN FRANCISCO PORT COMMISSION, SUBJECT TO SPECIFIC LIMITATIONS, AS ADOPTED BY THE SAN FRANCISCO PORT COMMISSION BY RESOLUTION 98-113, AND APPROVING AND AFFIRMING THAT AN INFRACTION OF THOSE REGULATIONS IS A MISDEMEANOR.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings. The Board of Supervisors hereby finds that:

(a) The Burton Act (Chapter 1333 of the California Statutes of 1968) and Section B3.581 of the City Charter empower and obligate the Port Commission of San Francisco ("the Commission") to use, conduct, operate, maintain, manage, regulate and control the Port area of San Francisco; and

(b) The Commission is charged with promoting the Port area, including the San Francisco Bay, for waterborne commerce, navigation and fisheries, and uses that attract people to use and enjoy the Bay; and

(c) The Commission is charged with ensuring pedestrian and motorist safety in and around the Port and seeks to limit hazards to pedestrians and motorists brought about by distracting advertising signs; and

(d) The Commission has found that because the proliferation and location of advertising signs in the Port area can contribute to visual blight, traffic hazards and a reduction in the value of the Bay as preeminent public attraction, it is in the public interest to regulate general advertising signs; and

(e) The Commission found that advertising signage on sailboats does not present the same severe problems of visual blight or potential hazard to pedestrian and motorist safety as advertising signage on other types of vessels and sailboats historically have attracted visitors, competitions, and resulting critical economic activity to the Port, and therefore advertising signage on functional sailboat sails and hulls should not be prohibited; and

(f) The Commission found that advertising signage identifying commercial shipping, tourist, passenger, and fishing vessels or their services or commodities also does not present the same problems of visual blight as other types of advertising signage on vessels and is part of the traditional view of a working Port observed by the public, and these vessels are critical to the economy of the Port and therefore should not be prohibited from displaying words or pictures that identify or advertise the vessel, or the use, activity, or function of the vessel; and

(g) Pursuant to the authority granted by the Burton Act, the City Charter and this Board by Ordinance 40-69, and as herein affirmed, the Commission adopted Resolution 98-113 amending Article 13, Section 100 of the San Francisco Port Commission regulations entitled "Harbor Traffic Code" to read as follows:

Article 13. General Advertising Signs on Vessels Prohibited.

Section 100.

(a) **Prohibition.** No general advertising sign may be posted, exhibited, or carried on the outside of any vessel on any waters within the jurisdiction of the San Francisco Port Commission.

(b) **Limitations.**

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(i) *Business Signs.* The prohibition in this Article shall not apply to business signs.

(ii) *Sailboats.* The prohibition in this Article shall not apply to the hull on a sailboat or to sails on a sailboat, provided that the sails are designed, and are being used, primarily for the propulsion of the sailboat.

(iii) *Noncommercial Content.* Any sign authorized by this Article may contain noncommercial content wholly or partially in lieu of any other content.

(c) **Definitions.**

(i) *Business Sign.* The term "business sign" means a sign which directs attention to a business, commodity, service, industry or other activity which is sold, offered or conducted, other than incidentally, on the vessel upon which such sign is located or to which it is affixed.

(ii) *General Advertising Sign.* The term "general advertising sign" means a sign which directs attention to a business, commodity, industry, or other activity which is sold, offered or conducted elsewhere than on the vessel upon which the sign is located, or to which it is affixed and which is sold, offered or conducted on such vessel only incidentally if at all.

(iii) *Sailboat.* Any watercraft designed to be and capable of being propelled solely by wind power.

(iv) *Sign.* Any structure, part thereof, or device or inscription which is located upon, attached to, or painted, projected or represented on any vessel and which displays or includes any numeral, letter, word, model, banner, emblem, insignia, symbol, device, light trademark or other representation used as, or in the nature of, an announcement, advertisement, attention arrester, direction, warning or designation by or of any person, firm, group, organization, place, commodity, product, service, business, profession, enterprise or industry.

(v) *Vessel.* Any watercraft of any kind, including but not limited to motorized, towed, or sailing watercraft such as ships, boats, tugboats, barges and sailboats; and

(h) This Board recognizes and approves of Article 6, Section 59 of the San Francisco Port Commission Harbor Traffic Code making a violation of that code, including Article 13, Section 100, a misdemeanor: and

(i) This Board affirms the findings of the Port Commission and further finds that the regulations set forth in Article 13, Section 10 of the San Francisco Port Commission Harbor Traffic Code are necessary to promote public safety, health, welfare, convenience and enjoyment of public travel, to protect the public investment in the San Francisco waterfront and preserve the scenic beauty of the San Francisco Bay as observed from the waterfront; and

(j). This Board acknowledges that this regulation is not applicable to cargo containers or other goods being transported on cargo ships to the extent that this regulation is preempted by the Federal Shipping Act.

Section 2. This Board of Supervisors does hereby approve and affirm the action of the San Francisco Port Commission in adopting Resolution 98-113, amending Article 13, Section 100 of the San Francisco Port Commission Harbor Traffic Code as set forth above, and recognizes the San Francisco Port Commission's authority to adopt regulations with respect to the land and water within its jurisdiction and control as generally set forth in the Port Commission's Harbor Traffic Code, pursuant to authority granted to it Commission by the Burton Act, the City Charter and this Board pursuant to Ordinance 40-69.

Section 3. This Board of Supervisors does hereby approve and affirm Article 6, Section 59 of the San Francisco Port Commission's Harbor Traffic Code providing that "Any person violating any of the provisions of this Code shall be guilty of a misdemeanor," recognizing that a violation of Article 13, Section 100 of the Harbor Traffic Code is a misdemeanor.

Section 4. Severability. If any provision, section, paragraph, clause, sentence or phrase of this ordinance, or the application thereof to any person or circumstances, shall be held invalid, such invalidity shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid provisions or application and, to this end, the provisions of this ordinance are hereby declared to be severable.

APPROVED AS TO FORM:

LOUISE H. RENNE, City Attorney

By: Noreen Ambrose

Noreen Ambrose

Deputy City Attorney

SUPERVISOR KATZ

BOARD OF SUPERVISORS

City and County of San Francisco
1 Dr Carlton B Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 982040 **Date Passed:**

Ordinance approving and affirming regulation prohibiting advertising on San Francisco Bay Waters within the jurisdiction and control of the San Francisco Port Commission, subject to specific limitations, as adopted by the San Francisco Port Commission by Resolution 98-113 and approving and affirming that an infraction of those regulations is a misdemeanor

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

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File No. 982040

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998
Date Approved

Mayor Willie L. Brown Jr.

FILE NO. 98-2041 ORDINANCE NO. 708-98

[Suspension of Muni Fares]

APPROVING THE SUSPENSION OF FARES ON MUNI REVENUE VEHICLES FROM 8 P.M. ON DECEMBER 31, 1998 TO 3 A.M. ON JANUARY 1, 1999 AND RATIFYING ACTIONS PREVIOUSLY TAKEN

Be it ordained by the People of the City and County of San Francisco:

Section 1. The Board of Supervisors hereby finds and declares the following:

A. The suspension of fares on revenue vehicles operated by the Public Transportation Department ("MUNI") on the eve and morning of January 1, 1999 will increase public safety and improve traffic conditions in the City and County of San Francisco (the "City").

B. The City intends to accept a gift or gifts to the City to offset the cost of suspending MUNI fares on the eve and morning of January 1, 1999.

C. Section 15273 of State CEQA Guidelines (rates, tolls, fares, and charges) exempts this project from environmental review. The project, including the acceptance of any gift referred to in paragraph B above, will meet operating expenses consistent with the existing fare structure.

Section 2. The City and County of San Francisco shall not charge passengers fares on revenue vehicles operated by the Public Transportation Department during the period beginning at 8 p.m. on December 31, 1998 and ending at 3 a.m. on January 1, 1999. Fares in effect before 8 p.m. on December 31, 1998 shall resume after 3 a.m. on January 1, 1999.

Section 3. The Board of Supervisors hereby ratifies any New Year's Eve fare suspension consistent with the terms of this ordinance implemented by the Public Transportation Commission after the passage of this ordinance but prior to the ordinance's actual effective date.

SUPERVISORS NEWSOM, TENG, KAUFMAN, AND YAKI, KATZ, BROWN, BIERMAN, LENO, AMMIANO, YEE, MEDINA
BOARD OF SUPERVISORS

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By:
ROBERT A. BRYAN
Deputy City Attorney

SUPERVISORS NEWSOM, TENG, KAUFMAN, AND YAKI
BOARD OF SUPERVISORS

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City and County of San Francisco

Tails

Ordinance

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco CA 94102-4689

File Number: 982041 **Date Passed:**

Ordinance approving the suspension of fares on Muni revenue vehicles from 8 P.M. on December 31, 1998 to 3 A.M. on January 1, 1999 and ratifying actions previously taken.

December 14, 1998 Board of Supervisors — PASSED ON FIRST READING

Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors — FINALLY PASSED

Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee

Absent: 1 - Teng

File No. 982041

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 24 1998

Date Approved

Mayor Willie L. Brown Jr.

File No. 982041 continued...

[Establishing Children and Families First Trust Fund and Commission]

AMENDING ARTICLE XIII, CHAPTER 10, PART I OF THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE) BY ADDING SECTION 10.117-122 THERETO, CREATING A SAN FRANCISCO CHILDREN AND FAMILIES FIRST TRUST FUND AND AMENDING THE SAN FRANCISCO MUNICIPAL CODE (ADMINISTRATIVE CODE) BY ADDING CHAPTER 86, SECTIONS 86 1 THROUGH 86.5, ESTABLISHING THE SAN FRANCISCO CHILDREN AND FAMILIES FIRST COMMISSION AND REQURING THAT COMMISSION TO ADOPT A SAN FRANCISCO COUNTY STRATEGIC PLAN FOR THE SUPPORT AND IMPROVEMENT OF EARLY CHILDHOOD DEVELOPMENT WITHIN THE CITY AND COUNTY OF SAN FRANCISCO.

Note: This entire section is new.

Be it ordained by the People of the City and County of San Francisco:

Section 1. Findings.

(a) On November 3, 1998, the citizens of the state of California enacted The California Children and Families First Act of 1998 ("the Act"). The purpose of the Act is to promote, support and improve the early development of children from the prenatal state to five years of age in each county. This purpose shall be accomplished through the establishment, institution, and coordination of appropriate standards, resources, and integrated and comprehensive programs emphasizing community awareness, education, nurturing, child care, social services, health care and research.

(b) In enacting this ordinance, it is the intent of the people of San Francisco to develop, adopt, promote and implement local early childhood development programs, parental education and family support services consistent with the goals and objectives of and in full compliance with all of the provisions of The Act.

Section 2. Chapter 20 of the San Francisco Administrative Code is hereby amended by adding Section 10.117-122 to read as follows:

Section 10.117-122. San Francisco Children and Families First Trust Fund.

(a) Pursuant to the California Children and Families First Act of 1998, there is hereby established a San Francisco Children and Families First Trust Fund. The Fund shall be administered by the San Francisco Children and Families First Commission. Moneys allocated to the Fund shall be expended only for the purposes authorized by the California Children and Families First Act and in accordance with the San Francisco County Strategic Plan approved by the San Francisco Children and Families First Commission.

(b) All grants, gifts, or bequests of money made to or for the benefit of the San Francisco Children and Families First Commission from public or private sources to be used for early childhood development programs shall be deposited in the San Francisco Children and Families First Trust Fund and expended for the specific purpose such grant, gift, or bequest was made.

(c) Any moneys allocated and appropriated to the San Francisco California Children and Families First Commission which are not encumbered or expended within any applicable period prescribed by law shall, together with the accrued interest on the amount, revert to and remain in the San Francisco Children and Families First Trust Fund for the next fiscal period under the same conditions set forth in subdivision (a) above.

Section 3. Part 1 of the San Francisco Municipal Code (Administrative Code) is hereby amended by adding Chapter 86, sections 86.1 through 86.5, to read as follows

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Section 86.1. Establishment of the San Francisco Children and Families First Commission.

(a) Establishment. The San Francisco Children and Families First Commission is hereby established. The Mayor's Office of Children, Youth and Their Families shall provide administrative support for the Commission. The Commission shall consist of nine members.

(b) Purpose. The Commission is established to promote, support and improve the early development of children from the prenatal stage to five years of age and to carry out the provisions of the California Children and Families First Act of 1998.

Section 86.2. Powers and Duties of the San Francisco Children and Families First Commission.

The Commission shall have the following powers and duties.

(a) By May 1, 2000, the Commission shall adopt an adequate and complete San Francisco Strategic Plan, as described in Section 86.4 below, for the support and improvement of early childhood development within the City and County of San Francisco. Prior to adopting the Strategic Plan, the Commission shall hold no less than one public hearing on the proposed Strategic Plan.

(b) On at least an annual basis, the Commission shall review its Strategic Plan and revise the Plan as may be necessary or appropriate. The Commission shall hold no less than one public hearing on its periodic review of the Strategic Plan before any revisions to the Plan are adopted.

(c) The Commission shall submit its adopted Strategic Plan, and any subsequent revisions thereto, to the State Children and Families First Commission.

(d) On or before October 15 of each year, the Commission shall prepare and adopt an audit of and issue a written report on the implementation and performance of its functions during the preceding fiscal year.

(1) At a minimum, the audit and report shall include the manner in which the funds were expended, the progress toward and the achievement of program goals and objectives, and the measurement of specific outcomes through appropriate reliable indicators.

(2) The Commission shall transmit the audit and report to the State Children and Families First Commission annually.

(3) The Commission shall conduct no less than one public hearing prior to adopting any annual audit and report

(e) The Commission shall conduct no less than one public hearing on each annual report by the State Commission prepared pursuant to California Health and Safety Code section 130150(b)

(f) The Commission shall establish no less than one advisory committee to provide technical and professional expertise and support for any purposes that will be beneficial in accomplishing the purposes of this Act. Each advisory committee shall meet and shall make recommendations and reports as deemed necessary or appropriate. One advisory committee shall be comprised of members nominated by the Starting Points Initiative Early Childhood Interagency Council.

(g) The Commission shall expend the funds in the San Francisco Children and Families First Trust Fund, only for the purposes authorized by the Act and this Ordinance and in accordance with the San Francisco County Strategic Plan approved by the Commission.

(h) The Commission shall be empowered to enter into such contracts as necessary or appropriate to carry out the provisions and purposes of the Act.

Section 86.3. Membership and Organization of the San Francisco Children and Families First Commission.

(a) The members of the Commission shall be appointed by the Board of Supervisors as follows:

(1) One member shall be the Director of Public Health or his or her designee.

(2) One member shall be the General Manager of the Department of Human Services or his or her designee.

(3) One member shall be a member of the Board of Supervisors;

(4) One member shall be the Director of The Mayor's Office of Children, Youth and Their Families or his or her designee.

(5) Five additional members shall be appointed from among the following categories: persons responsible for management of the following county functions: children services, public health services; behavioral health services, social services and tobacco and other substance abuse prevention and treatment services; recipients of project services included in the county strategic plan; educators specializing in early childhood development; representatives of a local child care resource or referral agency, the Child Care Planning and Advisory Council or another local child care coordinating group; representatives of a local organization for prevention or early intervention for families at risk; representatives of community-based organizations that have the goal of promoting and nurturing early childhood development; representatives of local school districts; and representatives of local medical, pediatric, or obstetric associations or societies. To the extent feasible, members shall be selected from existing committees, councils or coalitions promoting early childhood development in order to facilitate planning and coordination of services.

(b) The Commission shall convene by March 1, 1999.

(c) All appointed members of the Commission, that is, those appointed pursuant to subsection (a)(4) above, shall serve at the pleasure of the Board of Supervisors. The term of each Commission member appointed pursuant to subsection (a)(4) shall be for four years; provided, however, that the members first appointed shall, by lot, classify their terms so that three members shall serve a three year term, and three members shall serve a four year term. On the expiration of these terms, their successors shall be appointed for a four year term. In the event a vacancy occurs during the term of office of any appointed member, a successor shall be appointed for the unexpired term of the office vacated in a manner similar to that for the initial member.

(d) A majority of the members of the Commission shall constitute a quorum.

(e) The Commission shall establish any additional rules and regulations for its own organization and procedure consistent with state and local law.

(f) No member of the Commission shall be compensated for his or her services, except members may be paid reasonable per diem and reimbursement of reasonable expenses for attending meetings and discharging other official responsibilities as authorized by the Commission.

Section 86.4. Establishment of a San Francisco County Strategic Plan. (a) The San Francisco Commission shall establish a San Francisco County Strategic Plan for the support and improvement of early childhood development within the City and County of San Francisco. The Strategic Plan shall be consistent with and in furtherance of the purposes of the Act and any guidelines adopted by the State Commission that are in effect at the time the Strategic Plan is adopted or subsequently revised.

(b) The Strategic Plan shall include, at a minimum:

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(1) a description of the goals and objectives proposed to be attained;

(2) a description of the programs, services, and projects proposed to be provided, sponsored or facilitated;

(3) a description of how measurable outcomes of such programs, services, and projects will be determined by the Commission using appropriate reliable indicators; and

(4) a description of how programs, services, and projects relating to early childhood development within the county will be integrated into a consumer-oriented and easily accessible system.

(c) Prior to adopting the Strategic Plan, and in each subsequent review of the Strategic Plan, the Children and Families First Commission shall review and consider

(1) the current Children's Services Plan prepared by the Mayor;

(2) the most current comprehensive countywide child care plan, and any other reports, issued by the Child Care Planning and Advisory Council, or any other local child care planning council established pursuant to state law;

(3) any current reports relating to early childhood development, parental education and/or family support services:

(A) issued by the San Francisco Department of Public Health or Health Commission;

(B) issued by the San Francisco Department of Human Services or Human Services Commission;

(C) issued by the Citywide Alcoholism Advisory Board;

(D) issued by the Maternal and Adolescent Health Board;

(E) issued by the Drug Abuse Advisory Board;

(F) issued by the Mental Health Board;

(G) issued by the San Francisco Unified School District; and

(H) issued by the Starting Points Initiative and/or its Early Childhood Interagency Council

(I) issued by any other federal, state or locally funded agencies in the City and County of San Francisco.

Section 86.5 Severability.

If any part or provision of this Ordinance or the application thereof to any person or circumstance, is held invalid, the remainder of this Ordinance, including the application of such part or provision to other persons or circumstances, shall not be affected thereby and shall continue in full force and effect. To this end, provisions of this Ordinance are severable.

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney
By: _____
Amy S. Ackerman
Deputy City Attorney

Tails

Ordinance

File Number: 982046 **Date Passed:**

Ordinance amending Administrative Code by adding Section 10.117-122 thereto, creating a San Francisco Children and Families First Trust Fund and by adding Chapter 86, Sections 86.1 through 86.5, establishing the San Francisco Children and Families First Commission and requiring that commission to adopt a San Francisco County Strategic Plan for the support and improvement of early childhood development within the City and County of San Francisco.

December 14, 1998 Board of Supervisors -- PASSED ON FIRST READING
Ayes: 11 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Teng, Yaki, Yee

December 21, 1998 Board of Supervisors -- FINALLY PASSED
Ayes: 10 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Medina, Newsom, Yaki, Yee
Absent: 1 - Teng

File No. 982046

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 21, 1998 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young
Clerk of the Board

DEC 2 4 1998
Date Approved

Mayor Willie L. Brown Jr.

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